

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

**SENATE.**

Thursday, February 13, 1913.

Senate called to order by the President.

Prayer by Rev. Fred V. Stanley of Hallowell.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

An Act to regulate and establish mileage rates for the conveyance of passengers over the steam railroads within the State.

This bill came from the House by that Branch referred to the committee on railroads and expresses, and on motion by Mr. Flaherty of Cumberland, was tabled for printing pending reference in concurrence.

**House Bills In First Reading.**

An Act to amend Specification 1, of Section 13 of Chapter 9 of the Revised Statutes, as amended by Chapter 4, Public Laws of 1909 and Chapter 140 of the Laws of 1911, relating to taxation of personal property.

The following communication was received from the office of Secretary of State:

Augusta, February 13, 1913.

To the President of the Senate and Speaker of the House:

I have the honor to herewith transmit a list of Public Acts which have been approved by the Governor with date of approval.

An Act to amend Section 52 of Chapter 15 of the Revised Statutes relating to compulsory school attendance. (Approved February 11.)

An Act relating to the relief of poor debtors. (Approved February 11.)

An Act to amend the military law. (Approved February 11.)

An Act to amend Section 33 of Chapter 15 of the Revised Statutes relating to the duties of the superintendent of schools. (Approved February 12.)

Very respectfully,

Your obedient servant,

(Signed) J. E. ALEXANDER,  
Secretary of State.

Placed on file.

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

**Judiciary.**

By Mr. Hagerthy of Hancock: Petition of Elisha Sanderson and 23 others of Sedgwick in favor of woman suffrage.

By Mr. Packard of Knox: Petitions of Mrs. E. S. Ufford and 63 others of Rockland; of W. R. Bailey and 39 others of Knox in favor of equal suffrage for women.

By Mr. Conant of Waldo: Petitions of Lucy A. Rhodes of Lincolnville and 21 others; of Hattie Parsons of Searsment and 48 others; of W. T. Hill of Lincolnville and 21 others, in favor of equal suffrage for women.

By Mr. Colby of Somerset: Petition of Rev. Geo. F. Sturtevant and 31 others of Hartland and St. Albans in favor of equal suffrage for women.

By Mr. Bailey of Penobscot: An Act for better protection of automobile garage keepers and owners. (On motion by Mr. Bailey, tabled for printing pending reference.)

By Mr. Wing of Franklin: Petition of Minerva F. Conham of Farmington and 27 others in favor of equal suffrage for women.

By Mr. Maxwell of Sagadahoc: Petition of Mrs. Maria F. Grover and 12 others of Bowdoin in favor of equal suffrage for women.

(On motion by Mr. Hersey of Aroostook, all petitions in favor of woman's suffrage were placed on file.)

By Mr. Colby of Somerset: "Petitions of Theodore Halbert Wilson and 16 others; of Frank Thompson and 16 others; of F. O. Sawyer and 16 others; of M. T. Pooler and 19 others; of Ernest C. Butler and 19 others, all of Skowhegan; of W. E. Andrews of Bingham and 18 others; asking for the passage of a bill relating to osteopathy."

**Legal Affairs.**

By Mr. Bailey of Penobscot, "An Act to authorize Sheriffs or Jailors of the several counties in their discretion to furnish money and transportation to prisoners about to be discharged from jail." (On motion by Mr. Hastings of Androscoggin, tabled for printing pending reference.)

**Education.**

By Mr. Walker of Somerset: "An Act to amend section 2 of chapter 15

of the Revised Statutes relating to the furnishing of school privileges for children resident of places remote from schools." (On motion by Mr. Walker of Somerset, tabled for printing pending reference.)

By Mr. Murphy of Cumberland: "Petitions of Helen M. King of Portland and 20 other teachers; of Walter L. Card and 17 others; of W. C. Hamilton and 20 others; of Everett W. Sawyer and 28 others; of William C. Allen and 21 others; of Fred N. Dow and 20 others; in favor of teachers' pension bill."

#### **Banks and Banking.**

By Mr. Maxwell of Sagadahoc: "An Act to repeal section 1 of chapter 158 of the Public Laws of 1911, relating to annual examinations of Savings Banks and Trust Companies."

#### **Towns.**

By Mr. Morey of Androscoggin: "Resolve creating a Town Boundary Commission."

#### **Senate Bills In First Reading.**

Senate Document 289, An Act in relation to the Ellsworth Municipal Court. (On motion by Mr. Morey of Androscoggin, tabled pending second reading.)

#### **Reports of Committees.**

Mr. Hersey from the committee on judiciary on Resolve proposing an amendment to the Constitution of Maine conferring the right of suffrage on women, reported same "ought to pass."

On motion by Mr. Hersey of Aroostook the report and bill were tabled pending acceptance and next Wednesday was assigned for its consideration.

Mr. Hersey from the same committee, on an Act to enlarge the jurisdiction of the Western Somerset Municipal Court, reported same "ought to pass." The report was accepted and the bill tabled for printing under the joint rules.

Mr. Dutton from the same committee on an Act to amend Section 48 of Chapter 47 of the Revised Statutes, relating to corporations owning property or conducting business in foreign countries, reported same "ought not to pass."

The report was accepted.

Mr. Allen from the committee on military affairs, on Resolve in favor of an appropriation to provide for participation by the State of Maine in the 50th anniversary exercises on the battlefield of Gettysburg, Pa., reported same in a new draft under the same title and that it "ought to pass."

Mr. Smith from the committee on insane hospitals, on Resolve in favor of the Eastern Maine Hospital, reported same in a new draft under the title "Resolve in favor of the Eastern Maine Insane Hospital for maintenance and support," and that it "ought to pass."

The reports were accepted and resolves tabled for printing under the joint rules.

#### **Passed to Be Engrossed.**

An Act to amend the charter of the Springvale Aqueduct Company.

An Act relating to the town of Caribou.

An Act to ratify and confirm certain proceedings and by-laws of the Brazil Railway Company.

An Act to establish a Board of State Park Commissioners and to define its powers and duties. (On motion by Mr. Murphy of Cumberland, tabled pending passage to be engrossed.)

An Act to legalize the doings of the stockholders of the Aberthaw Construction Company. (On motion by Mr. Murphy of Cumberland, tabled pending second reading.)

An Act to create the Strong Water District.

An Act for the better protection of shell fish within the town of Kittery in the county of York.

An Act to change the name of the Lewiston Trust and Safe Deposit Company.

Resolve, in favor of the town of Danforth.

Resolve, in favor of the town of Columbia.

Resolve, in favor of the town of Sebec.

Resolve, in favor of the town of Norway.

Resolve, in favor of the town of Oxford.

Resolve for the protection of trees and shrubs from the introduction and ravages of dangerous insects and diseases.

Resolve, in favor of the city of Biddeford.

Resolve, in favor of the city of Biddeford.

Resolve, in favor of the town of Stoneham.

Resolve, in favor of the Commissioner of Agriculture in his capacity as sealer of weights and measures.

Resolve, in favor of the town of Dennysville.

Resolve, in favor of the Eastport bridge.

Resolve, in favor of the Gardiner and Randolph bridge.

An Act to save town officers the expense of jurats upon certain returns.

Resolve, in favor of the repair of bridges in the town of Dresden.

Resolve, in favor of the repair of bridges in the town of Addison.

#### Orders of the Day.

On motion by Mr. Flaherty of Cumberland, An Act to amend Section 5 of Chapter 184 of the Private and Special Laws of 1891 was taken from the table, and on further motion by the same senator, the title having been amended by adding thereto the words "relating to drains and sewers in the city of Portland," was referred to the committee on legal affairs.

On motion by Mr. Stearns of Oxford, unanimous consent was given and that senator presented the following joint resolution, and moved its passage:

WHEREAS, there is now pending before the Legislature of the State of Maine measures looking toward legislation for the regulation and control of public service corporations, and

WHEREAS, the view and opinions of Hon. Robert M. LaFollette, United States Senator of Wisconsin, upon this subject would be of interest and value to this Legislature at the present time, now therefore be it

RESOLVED, the House concurring, that Senator LaFollette be and he hereby is invited to address the Legislature of Maine upon the aforesaid pending legislation, in the Hall of the

House of Representatives on or about February 26, 1913, and that the secretary of the Senate is hereby instructed to transmit this invitation to Senator LaFollette, arrange the date for such address and notify this Legislature thereof.

Read, adopted and sent down for concurrence.

On motion by Mr. Stearns of Oxford, An Act to amend Section 1 of Chapter 90 of the Public Laws of 1911, was taken from the table, and on further motion by the same senator, the title having been corrected by adding thereto "relating to the fishing for smelts in Penobscot and Casco bays," was referred to the committee on sea and shore fisheries in concurrence.

Mr. STEARNS of Oxford: Mr. President, yesterday there was upon the table an Act to provide for a commission to be known as the People's Water Rights and Power Commission of the State of Maine. It was tabled by me, and after looking into it, I had it referred in concurrence without printing. I have since learned that there was a misapprehension in regard to it by a good many people, who supposed it had been tabled for printing, and that there has been a large call for copies of this bill.

I move that the vote whereby the bill was referred to the committee to be reconsidered, and that the bill lie upon the table. Then if the Senate thinks it advisable, that it be printed.

The motion was agreed to.

Mr. HERSEY of Aroostook: Mr. President, I think that a bill of that kind should be printed, and I move that the vote whereby the bill was tabled, be reconsidered.

The motion was agreed to.

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

On motion by Mr. Cole of York, Senate Document 293, An Act relating to the collection of inheritance taxes, was taken from the table, and on further motion by the same senator, was referred to the committee on judiciary in concurrence.

On motion by the same senator, Senate Document 295, An Act to amend Chapter 118 of the Private and Special Laws of 1911, relating to the park commission of the city of Portland, was taken from the table, and on further motion by the same senator, was referred to the committee on judiciary in concurrence.

On motion by the same senator, An Act to amend Section 21 of Chapter 41 of the Revised Statutes, as amended by Chapter 65 of the Laws of 1909, was taken from the table, and on further motion by the same senator, the title having been corrected by adding the words "relating to shipments of lobsters," was referred to the committee on judiciary in concurrence.

On motion by the same senator, an Act to amend Section 1 of Chapter 188 of the Public Laws of 1907, was taken from the table, and on further motion by the same senator, the title having been amended by the addition of the words "relating to the assessment of taxes for street sprinkling," the Senate non-concurred with the action of the House in referring this bill to the committee on judiciary, and the bill was then referred to the committee on taxation.

On motion by the same senator, an Act additional to Chapter 11 of the Revised Statutes, was taken from the table, and on further motion by the same senator, the title having been corrected by adding the words "relating to supplying typewriters for registers of deeds," was referred to committee on judiciary in concurrence.

On motion by Mr. Wing of Franklin, Senate Document 290, Report of the committee on salaries and fees with accompanying order relating to appointment of a special joint committee on salaries and fees to sit during the recess of the Legislature and to report to the next Legislature, was taken from the table,

On further motion by the same senator, the Order was given a passage.

On motion by Mr. Colby of Somerset, Senate Document 291, an Act to amend Section 1 of Chapter 94 of the Revised Statutes of Maine, relating to mills and mill dams, was taken

from the table, and on further motion by the same senator, was referred to the committee on interior waters.

On motion by Mr. Morey of Androscoggin, an Act to amend Section 16 of Chapter 11 of the Revised Statutes, as amended by Chapter 125 of the Public Laws of 1905, was taken from the table, and on further motion by the same senator, the title having been corrected by adding the words "relating to the recording of plans," was referred to the committee on legal affairs in concurrence.

On motion by the same senator, an Act to amend Section 8 of Chapter 325 of the Private and Special Laws of 1897, was taken from the table, and on further motion by the same senator, the title having been corrected by adding the words "to establish a municipal court in the town of Waterville," was referred to the committee on legal affairs in concurrence.

On motion by Mr. Conant, Senate Document 294, An Act relating to enforcement of law regulating sale of seeds, feeding stuffs, commercial fertilizers, drugs, foods, fungicides and insecticides, was taken from the table, and on further motion by the same senator, was referred to the committee on agriculture.

On motion by Mr. Murphy of Cumberland, Senate Document 292, An Act relating to the compulsory assignment of real estate mortgages under certain circumstances, was taken from the table, and on further motion by the same senator, was referred to the committee on judiciary in concurrence.

On motion by the same senator, Senate Document 236, An Act to amend Section 66 of Chapter 51, Revised Statutes of Maine, relating to railroad crossings of highways and other ways, was taken from the table.

On further motion by the same senator, the Senate voted to non-concur with the action of the House in referring this bill to the committee on judiciary, and the bill was then referred to the committee on railroads and expresses.

On motion by the same senator, Senate Document 287, An Act to amend

Section 65 of Chapter 51 of the Revised Statutes of Maine, relating to railroads crossing highways or other public ways, was taken from the table.

On further motion by the same senator, the Senate voted to concur with the action of the House in referring this bill to the committee on judiciary, and the bill was then referred to the committee on railroads and expresses.

On motion by the same senator, the vote whereby the order accompanying the report of the committee on salaries and fees, Senate Document 290, was given a passage, was reconsidered.

On further motion by the same senator, the order was tabled pending passage.

The PRESIDENT: The Chair desires to make a brief announcement to the members of the Senate. The presiding officers of the two Branches of this Legislature have been making a very determined effort in the early weeks and the middle weeks of this session to get business along as rapidly as possible. And the very cheerful and hearty co-operation which has been received from the members of the Senate and House encourages the Chair to make two or three suggestions, this morning, to the members of the Senate.

In the first place the Chair desires to suggest that senators who expect to introduce bills of a public nature will if possible introduce them right away and have them referred to the committees. It is impossible for those in charge of the business of the two Branches to know what bills of a public nature the various senators and representatives may have in mind to introduce, and while no rule has been made in regard to the time limit of such bills, it is very desirable they be introduced at the earliest possible moment for consideration by the committees.

The next suggestion refers to the duties of the senators as chairmen of the joint committees of the Legisla-

ture. The business of the joint committees is regulated to a large extent by the advice of the chairmen. The Chair desires to suggest to the members of the Senate in their capacities as chairmen of the joint committees, that re-assignment of matters assigned for hearings be resisted unless re-assignment is absolutely necessary. And that in case of reassignment, if possible, the new hearing be held the same week, even if an evening session of the committee is necessary for that purpose.

The Chair wishes to urge very strongly upon members of the Senate the matter of an early assignment of all matters before your committees for consideration. If possible, it is hoped that matters may not be assigned later than the first of March or the first week in March for hearing.

The Chair also desires to urge upon you as chairmen of committees the great importance of a prompt report from your committees on all matters that have been considered, unless in the case of an appropriation or of a bill of great importance, like the Public Utilities measure, that must be put into shape by the committee. The Chair thinks it advisable that all ordinary matters should be reported promptly after hearing.

These suggestions are made in the interest of prompt dispatch of business more than in the interest of a short session, but these suggestions if carried out will tend to that end. The main purpose of the presiding officers is to avoid as far as possible the unseemly rush and haste that have too often characterized the last week or two of the session. If these suggestions are carried out the rush of the last end of this session will be very materially relieved.

On motion by Mr. Walker of Somerset,

Adjourned until tomorrow morning at 10 o'clock.