

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

SENATE.

Monday, February 17, 1913.

Senate called to order by the President.

Prayer by Rev. Herbert L. Nichols of Hallowell.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

An Act authorizing the city of Bangor to supply the town of Hampden with water.

This bill came from the House, introduced in that Branch after the expiration of the time limit on private and special legislation, and referred to the committee on legal affairs.

In the Senate, under the joint rules, the bill was referred to the next Legislature.

House Bills in First Reading.

An Act to create Royal River Manufacturing & Power Company. (On motion by Mr. Bailey of Penobscot tabled pending first reading.)

An Act to change the burden of proof in certain negligence cases, in which contributory negligence is a defense.

Resolve in favor of the town of Norway.

Resolve in favor of the town of Newport.

Resolve in favor of the town of Newport.

An Act to amend Specification 1 of Section 13 of Chapter 9 of the Revised Statutes, as amended by Chapter 4 of the Public Laws of 1903, and Chapter 140 of the Laws of 1911, relating to the taxation of personal property. (On motion by Mr. Stearns of Oxford, pending acceptance of the report of the committee on taxation, this bill was recommitted to the committee for correction.)

A communication was received from the office of secretary of State, transmitting the report of the Maine School for Feeble Minded for two years ending September 30, 1912.

Also, the annual report of the treasurer of the State of Maine for the fiscal year ending December 31, 1912.

Also, the 32nd report of the commissioner of sea and shore fisheries

for two years, ending November 30, 1912.

Also, a list of public acts which have been approved by the Governor, and date of approval.

The several communications with the accompanying reports were placed on file.

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

Education.

By Mr. Walker of Somerset: "An Act to amend Section 16 of Chapter 15 of the Revised Statutes, as amended relating to the withholding of State School funds from delinquent towns."

By Mr. Walker of Somerset: "An Act to amend Section 51 of Chapter 15, as amended, relating to the election of truant officers."

By Mr. Walker of Somerset: "An Act to amend Section 34 of Chapter 15 of the Revised Statutes, as amended, relating to the management of schools and the election of the superintendent of schools by the superintending school committee."

Railroads and Expresses.

By Mr. Cole of York: "An Act to amend Section 16 of Chapter 54 of the Revised Statutes in relation to the sale of unclaimed merchandise." (On motion by Mr. Packard of Knox, tabled for printing pending reference.)

Senate Bills in First Reading.

Resolve in favor of Indian Township for the repair of roads and bridges.

Resolve in favor of the Maine Insane Hospital.

Resolve in favor of the Maine Insane Hospital.

An Act to appropriate moneys for the payment of salaries fixed by law for the year 1913.

An Act to extend the charter of the Eastern Maine Railroad and to amend the same.

Reports of Committees.

Mr. Hersey from the committee on judiciary, on bill "An Act to amend the Charter of the City of Ellsworth," reported same in a new draft under the same title, and that it "ought to pass."

Mr. Cole from the committee on legal affairs, on bill, "An Act to author-

ize the Valley Cemetery Company in the County of Androscoggin to take land by right of eminent domain for burial purposes." reported same in a new draft under title of "An Act to Authorize the Valley Cemetery Company, located at Greene in the County of Androscoggin to take land by Right of Eminent Domain for Burial Purposes," and that it "ought to pass."

Mr. Bailey from the same committee, on bill, "An Act relative to untrue and misleading advertisements," reported same in a new draft under the same title, and that it "ought to pass."

Mr. Cole from the same committee, on bill, "An Act to establish a Reformatory for Women," reported that same "ought to pass."

Mr. Bailey from the same committee, on bill, "An Act to amend Section 5 of Chapter 83 of the Revised Statutes relating to the jurisdiction of Trustee Actions," reported that same "ought to pass." (This being a printed bill, it was given its first reading.)

Mr. Bailey from the same committee, on bill, "An Act to amend Section 71 of Chapter 83 in regard to release or discharge of attachments," reported that same "ought to pass."

Mr. Burleigh from the committee on railroads and expresses, on bill, "An Act to incorporate the Quebec Extension Railway Company, reported same in a new draft, under the same title, and that it "ought to pass."

Mr. Chase from the committee on agriculture, on bill, "An Act to provide for the conducting of investigations in Animal Husbandry by the Maine Agricultural Experiment Station," reported that same "ought to pass."

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

Mr. Chase from the same committee, on bill, "An Act to amend Section 1 of Chapter 195 of the Public Laws of 1911, relating to the appointment of a Live Stock Sanitary Commissioner," reported that same "ought not to pass."

The report was accepted.

Mr. Smith from the committee on State lands and Forest Preservation, on "Resolve in favor of a co-operative survey of the boundary line between

the State of Maine and the state of New Hampshire," reported same in a new draft under the same title, and that it "ought to pass."

Mr. Cole from the committee on sea and shore fisheries on bill, "An Act to repeal Chapter 574 of the Special Laws of 1874 entitled 'An Act to prevent the destruction of smelts in the Piscataqua river and tributaries,'" reported that same "ought to pass."

Mr. Cole from the same committee, on bill, "An Act to amend Section 5 of Chapter 251 of the Private and Special Laws of 1907 as amended by Chapter 28 of the Private and Special Laws of 1909, relating to the protection of alewives, shad and sturgeon in various rivers in Maine," reported that same "ought to pass."

Mr. Wing from the committee on taxation, on bill, "An Act to establish a uniform poll tax," reported that same "ought to pass."

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

Passed to be Engrossed.

Resolve in favor of the Maine Seed Improvement Association.

An Act relating to the protection of smelts in the Sasanca river.

An Act to authorize Frederick S. Vaill and Julia C. Vaill, their heirs and assigns, to locate, erect and maintain a bridge or roadway across the tidewaters of Casco Bay, between Long Island and Marsh Island in the city of Portland.

An Act to regulate advertisements and solicitations for employes during strikes, lock-outs or other labor disputes.

Resolve in favor of the Eastern Maine Insane Hospital for maintenance and support.

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.

An Act to enlarge the powers and jurisdiction of the Western Somerset Municipal Court.

Orders of the Day.

On motion by Mr. Stearns of Oxford, An Act to repeal Chapter 90 of the Public Laws of 1911, relating to

the catching of smelts between the Penobscot and Kennebec rivers, was taken from the table, and on further motion by the same senator, was referred to the committee on sea and shore fisheries in concurrence.

On motion by the same senator, An Act to amend Chapter 41 of the Revised Statutes, relating to sea and shore fisheries, was taken from the table, and on further motion by the same senator, was referred to the committee on sea and shore fisheries in concurrence.

On motion by the same senator, House Document 186, An Act to encourage and promote the building and use of tuberculosis hospitals in cities and towns, 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 Mr. Hersey of Aroostock, Senate Document 310, An Act relating to the entry of nolle prosequi in criminal cases, 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 313, An Act to amend Section 32 of Chapter 27 of the Revised Statutes, relating to care and support of paupers, 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 315, An Act to amend Chapter 87 of the Public Laws of 1911, in relation to employment agencies, 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 307, An Act amendatory of and additional to Chapter 22 of the Revised Statutes, relating to nuisances, was taken from the table, and on further motion by the same senator, having been printed, was re-committed to the committee on judiciary.

On motion by Mr. Cole of York,

Senate Document 312, An Act requiring the report to the State Board of Health of certain occupational diseases due to poisoning or other causes, was taken from the table, and on further motion by the same senator, was referred to the committee on public health in concurrence.

On motion by the same senator, Senate Document 314, An Act to amend Paragraph X of Section 1 of Chapter 73 of the Revised Statutes, relating to sales of real estate by license of court, was taken from the table, and on further motion by the same senator, was referred to the committee on legal affairs in concurrence.

On motion by the same senator, Senate Document 317, An Act relating to the registering and numbering of power boats operated on the inland waters of the State (in the absence of Senator Clark), 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. Conant of Waldo, Senate Document 316, An Act to amend Sections 2, 9 and 12 of Chapter 195 of the Public Laws of 1911, in relation to the control of contagious diseases among cattle, sheep and swine, was taken from the table, and on further motion by the same senator, was referred to the committee on agriculture.

On motion by Mr. Walker of Somerset, Senate Document 311, An Act to amend Sections 74 and 78 of Chapter 15 of the Revised Statutes, relating to free High schools, was taken from the table, and on further motion by the same senator, was referred to the committee on education.

On motion by Mr. Allen of Kennebec, Senate Document 318, An Act to provide for a license for residents to hunt wild birds and wild animals, was taken from the table (in the absence of Senator Wing), and on further motion by the same senator, was referred to the committee on inland fisheries and game.

On motion by Mr. Smith of Penobscot,

Adjourned until tomorrow morning at 10 o'clock.