

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

**SENATE**

Friday, March 14, 1913.

Senate called to order by the President.

Prayer by Rev. J. Langdon Quimby of Gardiner.

Journal of previous session read and approved.

Mr. STEARNS of Oxford: Mr. President, I desire to introduce at this time, out of order, and under suspension of the rules, an order in relation to adjournment, and move its passage:

Ordered, the House concurring, that when the Senate and House adjourn, it be to meet Monday afternoon at 4.30 o'clock.

The order was given a passage and sent down for concurrence. Subsequently the Chair announced that the order had been returned from the House concurred in by that branch.

Papers from the House disposed of in concurrence.

From the House: An Act to amend Section 69 of the Revised Statutes, as amended by Chapter 41 of the Public Laws of 1905, relating to non-feasance of duty by sheriffs, deputy sheriffs and county attorneys.

In the House this bill was referred to the committee on judiciary.

On motion by Mr. Hersey of Aroostook, the bill was tabled for printing pending reference in concurrence.

From the House: Senate Document 279. Resolve to determine and establish the liability of the Portland & Rochester Railroad Company, its lessees and successors in interest, for the future repair and maintenance of Horne's Bridge, so-called, with approaches thereto, in the town of Lebanon in the county of York.

This resolve was originally presented in the House and referred to the committee on railroads and expresses; and was so referred in the Senate in concurrence.

In the House the resolve was recalled from the committee, and indefinitely postponed.

In the Senate the committee was discharged from further consideration

of the Resolve, and it was then indefinitely postponed in concurrence.

From the House: House document 481, An Act providing for the inspection of bakeries and confectionaries.

This bill came from the House by that branch referred to the committee on labor.

Mr DUTTON of Kennebec: Mr. President, I do not know anything about this bill, only as the title has been read, but it strikes me that it should be referred to the committee on public health, and I move that we non-concur with the House and refer the bill to the committee on public health. The motion was agreed to.

From the House: Report of the committee on education, "ought not to pass," on an Act providing for the payment of State aid for free high schools out of the State school fund.

The report of the committee was accepted in the House.

On motion by Mr. Murphy of Cumberland, the bill and report were tabled pending acceptance of the report in concurrence.

From the House: Report of the committee on education, "legislation inexpedient," on an Act to amend Chapter 177 of the Public Laws of 1909, relating to common school funds.

In the House the report of the committee was accepted.

On motion by Mr. Murphy of Cumberland, the bill and report were tabled pending acceptance of the report in concurrence.

From the House: Resolve providing for an epidemic or emergency fund.

In the Senate this resolve was given its two readings and was passed to be engrossed. In the House Amendment A was adopted. In the Senate the vote whereby the resolve was passed to be engrossed was reconsidered, and House Amendment A was adopted in concurrence. The resolve as amended, was then passed to be engrossed.

**House Bills in First Reading.**

An Act to amend Chapter 220 of the Private and Special Laws of 1867, entitled "An Act to unite the Maine Baptist Convention and the Maine Baptist Missionary Society."

Resolve in favor of an appropriation to complete the historical record of Maine men serving in the United States navy during the War for the Suppression of the Rebellion, 1861-1865.

Resolve authorizing the land agent to sell the State's interest in Lot Number One, east of Fish river in Wallagrass plantation, Aroostook county.

Resolve for further public instructions in forestry. (On motion by Mr. Dutton of Kennebec, tabled pending second reading.)

An Act to supply the town of Winthrop with pure water.

An Act to incorporate the Winthrop Water District.

(These two bills were referred to the committee on judiciary, and were reported to the Senate "ought not to pass." The Senate accepted the report of the committee. The House accepted the report of the committee in concurrence. Subsequently the House reconsidered the vote whereby the report of the committee was accepted in concurrence, and recommitted the bills to the committee on judiciary.)

On motion by Mr. Dutton of Kennebec, the rules were suspended and the vote reconsidered whereby the Senate accepted the report of the committee, and on further motion by the same senator, the bills were recommitted to the committee in concurrence.

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

#### **Appropriations and Financial Affairs**

Mr. Murphy of Cumberland presented, "Resolve in favor of Edward W. Murphy for expenses of committee appointed by Seventy-fifth Legislature to investigate methods of distributing State school funds.

#### **Education.**

Mr. Walker of Somerset, presented "Resolution of Eas. Somerset Pomona, No. 28, representing 600 members in favor of distribution of State School Funds according to aggregate attendance in Common Schools."

#### **Ways and Bridges.**

Mr. Richardson of Penobscot, presented "Resolve in favor of the State Highway Department to provide for deficiencies on certain contracts for

bridge construction at Oldtown, and to legalize acts of the Governor and Council."

#### **Senate Bills in First Reading.**

An Act to amend Sections 18 and 19 of Chapter 29 of the Private and Special Laws of 1869 and amendments thereof and additions thereto, relating to the charter of the city of Ellsworth.

An Act relative to the retirement of veterans in the service of the State.

An Act concerning a New England railroad conference.

Resolve in favor of the Freedom Academy Association, in the town of Freedom.

Resolve in favor of the trustees of the Bridgton Academy.

Resolve in favor of the Limerick Academy.

An Act to amend Section 1 of Chapter 198 of the Public Laws of 1909, as amended, relating to the school equalization fund. (On motion by Mr. Murphy of Cumberland, tabled pending first reading.)

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

Mr. Dutton from the Committee on Judiciary, on bill An Act to provide for the better supervision of certain charitable and benevolent institutions, reported same "ought not to pass."

Mr. Hersey from the same committee, on bill An Act additional to and amendatory of chapter 22 of the Revised Statutes, relating to nuisances, reported same "ought not to pass."

Mr. Hersey from the same committee, on bill An Act to repeal chapter 189 of the Public Laws of 1911, relating to the supervision of plumbing, reported same "ought not to pass."

Mr. Walker from the Committee on Education, on bill 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, reported same "ought not to pass."

Mr. Walker from the same Committee, on bill An Act to amend section 3 of chapter 177 of the Public Laws of 1909, relating to the Common School Fund, and the means of providing for and distributing the same, reported "ought not to pass."

(On motion by Mr. Murphy of Cumberland, bill and report were tabled pending acceptance of the report.)

Mr. Walker from the same Committee, on bill An Act to provide for instruction in road building in the public school, reported same "ought not to pass."

Mr. Walker from the Committee on Education, on bill An Act to amend sections 122, 123, and 126 of chapter 15 of the Revised Statutes, and sections 3 and 5 of chapter 177 of the Public Laws of 1909, to provide for the distribution of the School Mill Fund, and the Common School Fund on the basis of aggregate attendance in all educational institutions within the State, reported that Legislation thereon is inexpedient.

(On motion by Mr. Murphy of Cumberland, bill and report were tabled pending acceptance of the report.)

Mr. Patten from the same Committee, on bill An Act to provide for payment from State School Funds, reported same "ought to pass."

Mr. Conant from the Committee on Ways and Bridges, on Petitions of G. H. Fester of Rangeley and 89 others; of H. H. Sanders of Eustis and 66 others; of J. H. Byron of Phillips and 62 others; for the resolve in favor of the County Commissioners of Franklin County, reported same be placed on file.

Mr. Colby from the Committee on Interior Waters, on bill An Act relating to the Registering and Numbering of Power Boats operated on the Inland Waters of the State, reported same "ought not to pass."

Mr. Colby from the Committee on State Lands and Forest Preservation, on Resolve relating to certain islands in Great Pond, situated partly in the towns of Rome and Belgrade, in Kennebec County, and in the town of Smithfield, Somerset County, reported same "ought not to pass."

Mr. Colby from the same Committee, on resolve relating to the Mosquito Islands, or Kendall Islands, so called, in Leng Pond, which Pond is situated partly in the town of Mt. Vernon and partly in the town of Rome, Kennebec County, reported same "ought not to pass."

Mr. Smith from the Committee on Insane Hospitals, on Bill An Act additional to chapter 144 of the Revised Statutes in relation to the voluntary admission of insane patients to insane hospitals, reported same "ought not to pass."

Mr. Smith from the same Committee, on bill An Act additional to chapter 144 of the Revised Statutes, in relation to the emergency commitment of insane patients to insane hospitals, reported same "ought not to pass."

Mr. Smith from the same Committee, on Resolve in favor of the Maine Insane Hospital, reported same "ought not to pass."

The reports were accepted.

Mr. Colby from the committee on State Land and Forest Preservations, on bill, An Act to amend chapter 193 of the Public Laws of 1909, creating the Maine Forestry District and providing for protection against Forest Fires therein, reported same be printed and re-committed to the Committee. The report was accepted and the bill was tabled for printing.

Mr. Colby from the same Committee, on bill An Act for the preservation, perpetuation and increase of the Forests of the State of Maine, reported same be printed and re-committed to the Committee. The report was accepted and the bill tabled for printing.

Mr. Hersey from the Committee on Judiciary, on bill An Act for better protection of automobile garage keepers and owners, reported same "ought to pass."

Mr. Dutton from the same Committee, on bill An Act to amend section 51 of chapter 79 of the Revised Statutes as amended by the Public Laws of 1907-1911, relating to trial terms of the Supreme Judicial Court, reported same "ought to pass." (Having been printed this bill was given its first reading.)

Mr. Dutton from the same Committee, on bill An Act relating to the organization of corporations under private and special laws, 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 Maine Insane Hospital, reported same in a new draft under title of "Resolve in favor of Maine Insane Hospital for additional mangle for laundry, and that it "ought to pass."

Mr. Cole from the Committee on Legal Affairs, on bill An Act to amend section 124 of chapter 6 of the Revised Statutes, relative to the canvass of the votes by the Governor and Council, reported same "ought to pass."

Mr. Patten from the Committee on Education, on bill An Act to amend sections 109 and 113 of chapter 15 of the Revised Statutes as amended, relating to the State Normal Schools and their management, reported same "ought to pass."

Mr. Colby from the Committee on State Lands and Forest Preservation on Resolve for retracing and defining the lines around the Reserved or School Lands of Plantations and Townships, reported same in a new draft under the same title, and that it "ought to pass."

Mr. Colby from the same Committee, on bill An Act in relation to islands belonging to the State, reported the same "ought to pass."

Mr. Colby from the same Committee, on Resolve to establish a State Nursery to encourage the re-forestation of waste lands of the State of Maine, reported same in a new draft under the same title, and that it "ought to pass."

Mr. Colby from the Committee on Interior Waters, on bill An Act to amend section 4 of chapter 54 of the Revised Statutes, relating to the inspection of power boats and vessels engaged in transporting passengers for hire, reported same "ought to pass."

Mr. Conant from the Committee on Ways and Bridges, on bill An Act establishing a State Highway Commission and providing for an issue of State Highway Bonds, reported same in a new draft under the same title, and that it "ought to pass."

Mr. Packard from the Committee on Sea and Shore Fisheries, on Resolve for the scientific investigation of scallops and the scallop fisheries reported same "ought to pass." (On motion by

Mr. Cole of York, tabled pending acceptance of report.)

Mr. Burleigh from the committee on Public Health, on bill An Act to provide for the care and treatment of tubercular patients, reported same "ought to pass." (This being a printed bill, was given its first reading.)

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

#### Passed to Be Engrossed.

An Act to amend section three, chapter one hundred sixty-two, Public Laws of 1905, entitled An Act Enlarging the Duties and Fixing the Compensation of the Attorney General.

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

An Act to ratify the organization and amend the charter of the Hiram Water, Light and Power Company.

An Act to incorporate the Harrison Water Company.

Resolve in favor of unpaid bills on the Van Buren Bridge.

Resolve for full support of all State charges at the Maine School for Feeble-Minded.

Act authorizing Hernando E. Allen to erect a wharf in tide waters at Starboard, town of Machiasport.

An Act to extend the jurisdiction of the Kennebec County Agricultural Society.

An Act relative to sealing milk bottles and jars.

An Act to authorize the Calais Street Railway Company to sell electricity.

An Act to authorize the towns of Mexico and Rumford in the county of Oxford to purchase the toll bridge between said towns erected and owned by the Mexico Bridge Company.

Resolve in favor of repairing bridge in town of Amity.

Resolve providing for a water supply at the Maine School for Feeble-Minded.

Resolve for the construction of a brick building for the women attendants at the Maine School for Feeble-Minded.

Resolve in favor of the Maine School for Feeble-Minded.

Resolve in favor of partially recom-

pending Jotham Stevens for loss of income for the operation of a ferry.

Resolve in favor of the town of Belmont.

An Act to extend and amend the charter of the Brewer Water Company.

An Act to authorize the extension of a wharf in tide waters of the town of Lubec in county of Washington.

An Act to extend the rights, powers and privileges of the Barrows Falls Light and Power Company.

An Act to renew and extend the charter of the Androscoggin Valley Railroad Company.

An Act to amend the charter of the Central Maine Power Company.

An Act to incorporate the Sullivan and Sorrento Electric Light and Power Company.

An Act to amend Chapter 173 of the Private and Special Laws of 1887 relating to the Cornish Village Improvement Society, and to make valid the organization of said society incorporated under said chapter.

An Act relating to rebating and twisting of life, personal accident and health insurance.

Resolve in favor of a survey for a bridge between Madawaska, Me., and Edmunston, N. B.

Resolve in favor of aid in repairing highway in town of Grafton.

An Act to authorize York Light and Heat Company to furnish electricity to the inhabitants of Pine Point and Grand Beach.

An Act requiring the report to the State Board of Health of certain occupational diseases due to poisoning or other causes.

Resolve in favor of the Maine Wesleyan Seminary and Woman's College.

An Act to extend the charter of the Lubec, East Machias and Machias Railway Company.

An Act to amend Chapter 5 of the Revised Statutes relating to Boards of Registration. (On motion by Mr. Murphy of Cumberland, tabled pending second reading.)

An Act to amend Section 67 of Chapter 52 of the Revised Statutes, relating to accidents on railroads. (On motion by Mr. Hersey of Aroostook, tabled pending second reading.)

An Act to incorporate the Kingman Telephone Company.

Mr. BAILEY of Penobscot: Mr. President, I move that this bill be recommitted to the committee, pending second reading. It seems rather a hardship upon any committee, especially the judiciary, to recommit a bill to them. But there are people in this State who are doing business and have property who do not seem to take any interest in what the Legislature is doing.

We have our newspapers with very full accounts of the proceedings on bills introduced in the Legislature, and the State spends many dollars advertising hearings, but no doubt every chairman of the different committees in the Legislature, and members of the Senate, have been bothered by the people who do not take the trouble to read these notices.

It seems to me it might be well to print over the Legislative notices, in large letters, "Fail to Read This at Your Peril."

The motion was agreed to, and the bill recommitted to the committee on judiciary.

Mr. DUTTON of Kennebec: Mr. President, in that Central Maine Power Company charter, passed a few moments ago, I would like to have that matter laid on the table for this reason: These corrections, substituting the word "and" for the character and, have been made in the titles of two corporations. They may have been made correctly, but I want to know whether the character is properly there in the title of the corporations, or should it be the word "and."

The vote was reconsidered whereby the bill was passed to be engrossed, and pending passage to be engrossed, the bill was tabled.

#### Passed to Be Enacted.

An Act to amend Section 63 of Chapter 15 of the Revised Statutes, as amended by Chapter 73 of the Public Laws of 1907, and as further amended by Chapters 62 and 116 of the Public Laws of 1909, relating to payment of tuition in secondary schools.

An Act to amend Chapter 504 of the Private and Special Laws of 1889, in-

corporating the Otter Creek Bridge Company.

An Act to provide for the State certification of all teachers in public schools.

An Act to make valid the organization of the Pepperell Association of Kittery, Maine, under Chapter 57 of the Revised Statutes, in the year 1897.

An Act to prohibit the use of automobiles on public roads in the town of Islesboro.

An Act to authorize the city council of the city of Belfast to grant permission to Matthews Brothers to construct and maintain a suspension bridge over and across Front street in Belfast.

An Act to provide a punishment for certain indecent and immoral offenses.

An Act to amend Chapter 154 of the Private and Special Laws of 1895, as amended by Chapter 156 of the Private and Special Laws of 1911, relating to the charter of the Wiscasset Water Company.

An Act to authorize Frank W. Hunt & Company to erect and maintain a bridge across the Mattawamkeag River.

An Act to disorganize Plantation No. 8 in the County of Hancock.

An Act to amend Chapter 30 of the Private and Special Laws of 1911 authorizing the Wiscasset, Waterville & Farmington Railway Company to dispose of the property of said company.

An Act to punish the making or use of false statements to obtain property or credit.

An Act in relation to boards of registration of voters.

An Act to provide for the indeterminate sentence and punishment for crime upon conviction thereof, and for the detention and release of persons in prison or detained on such sentence, and for the expense attending the same.

An Act to amend Chapter 292 of the Private and Special Laws of Maine of the year 1909 relating to the Mexico Water Company.

An Act to amend Section 3 of Chapter 60 of the Revised Statutes, as amended by Section 2 of Chapter 98 of the Public Laws of 1909, also to amend

Section 7 of said Chapter 60, relating to the Department of Agriculture.

An Act to amend Section 8 of Chapter 13 of the Private and Special Laws of 1911 entitled, "An Act to create the Bingham Water District."

#### Finally Passed.

Resolve in favor of Percy F. Jones and Rose L. Jones.

Resolve for military pensions.

Resolve providing means for the examination of claims for State pensions.

Resolution to correct certain errors and omissions which appear in Chapter 72 entitled, "An Act to provide a charter for the city of Gardiner," of the Private and Special Laws of 1911, as printed in volume of the laws of the State of Maine for 1911.

Resolve relating to the documentary history of Maine.

The PRESIDENT: The Chair will state that the Act permitting the use of automobiles in the town of Eden, is in order for passage to be enacted, this morning. The senator from Hancock is unavoidably absent and requested that action be deferred until next week.

On motion by Mr. Morey of Androscoggin, the bill pending passage to be enacted was tabled and assigned for consideration next Tuesday.

#### Orders of the Day.

The PRESIDENT: The Chair lays before the Senate for consideration the special assignment for today, An Act to create a Public Utilities Commission, prescribe its power and duties, and provide for the regulation and control of public utilities, Senate Document 453

Under the agreement of yesterday, the Chair understands that amendments are now in order to be offered.

Mr. MOREY of Androscoggin: I have prepared some amendments to which I have not added the number as I did not know what the numbers would be. I offer these amendments and ask that they be tabled for printing and ready to be taken with the bill, next Tuesday.

The motion was agreed to, and the amendments were read by the President:



**Senate Amendment "E" to Senate Document 453.**

Amend Section 1 in the second line thereof by inserting after the word 'commissioners' the following words: 'One of whom shall be a Republican, another a Democrat and the third a Progressive.'

**Senate Amendment "F" to Senate Document 453.**

Amend Section 9 by striking out the words, 'or stage' in the 54th line and the words 'dams and dykes' in the 125th line thereof, and also by striking out the words 'or other' in the 132nd line. Also amend said Section 9 by adding after the word 'State' in the 137th line the words, 'but the term "Water Company" when used in this act shall not include water companies when owned by municipalities or water districts.'

**Senate Amendment "G" to Senate Document 453.**

Amend Section 9 by adding after the word "act" in the 138th line the words "Shall not include any kind of a water craft except steamboats engaged in the business of carrying passengers for hire" and striking out all of the remainder of line 138 and the lines 139, 140, 141 and 142.

**Senate Amendment "H" to Senate Document 453.**

Amend Section 9 further by inserting after the word "used" in the 147th line the words "in connection with any regularly established steamboat line."

**Senate Amendment "I" to Senate Document 453.**

Amend Section 9 further by inserting after the word "by" in the 146th line the words "Any street railroad, railroad or steamship lines," and striking out all of the remainder of line 156 and lines 157, 158 and 159.

**Senate Amendment "J" to Senate Document 453.**

Amend Section 9 further by striking out in line 161 the words "common carrier" and inserting in place thereof the words "street railroad, railroad and steamship line."

**Senate Amendment "K" to Senate Document 453.**

Amend further by striking out all of Section 15.

**Senate Amendment "L" to Senate Document 453.**

Amend further by striking out Section 29.

**Senate Amendment "M" to Senate Document 453.**

Amend further by striking out Section 29.

**Senate Amendment "N" to Senate Document 453.**

Amend Section 41 by striking out after the word "Commission" in the ninth line thereof, the words that the "petitioners are responsible and that a hearing is expedient."

**Senate Amendment "O" to Senate Document 453.**

Amend further by adding to Section 44 at the end thereof the following, "If after such public hearing the Commission decides that the complaint against the public utility was maliciously or frivolously brought, it may order the complaint to pay the costs of such hearing; but, if the Commission decides that the complaint was justified it shall order the public utility to pay the costs of such hearing."

**Senate Amendment "P" to Senate Document 453.**

Amend further by striking out section 70.

**Senate Amendment "Q" to Senate Document 453.**

Amend Section 27 by striking out the words "person or association" in the twelfth line thereof and by striking out the words "person or association" in the fifteenth and sixteenth lines thereof.

Also amend by adding after the word "commission" in fourteenth line thereof the words "or by special act of the legislature."

**Senate Amendment "R" to Senate Document 453.**

Amend Section 71 by striking out in thirteenth line thereof the words "or of" and in the fourteenth line the words "the State Water Storage Commission."

**Senate Amendment "S" to Senate Document 453.**

Amend Section 72 by striking out the word "and" in the second line thereof and the words "State Water Storage Commission" in the third line thereof.

**Senate Amendment "T" to Senate Document 453.**

Amend Section 72 by striking out the words "or before the State Water Storage Commission" in the tenth and eleventh lines thereof and the words "and the State Water Storage Commission" in the nineteenth and twentieth lines thereof.

The PRESIDENT: The Chair will state that each amendment will be printed as a separate document.

Mr. DUTTON of Kennebec: Mr. President, I desire to offer some amendments which I have been requested to introduce. Most of them are slight verbal amendments which will readily commend themselves to the senators. Others will require full consideration.

I move that the amendments be tabled for printing and assigned for consideration, next Tuesday.

The motion was agreed to.

The amendments offered by the senator were read by the President, as follows:

**Senate Amendment "U" to Senate Document 453.**

Amend Section 15 by striking out said section and inserting in the place thereof 'every public utility shall keep such books, accounts, papers or records of its business transacted as may be prescribed or approved by the commission.'

**Senate Amendment "V" to Senate Document 453.**

Amend Section 19 by inserting after the word "therewith" in the eighth line the words "within the State."

**Senate Amendment "W" to Senate Document 453.**

Amend Section 28 by inserting after the word "consent" in the first line the words "and no license, permit or franchise."

**Senate Amendment "X" to Senate Document 453.**

Amend Section 29 by adding at the end thereof the words "or authorized by such laws to do business in this State."

**Senate Amendment "Y" to Senate Document 453.**

Amend Section 32 by striking out the word "and" before the word "benevolent" in the fifteenth line and inserting after the word "benevolent" the words "and municipal."

**Senate Amendment "Z" to Senate Document 453.**

Amend Section 32 by inserting after the word "service" in the eighteenth line the words "nor shall the furnishing by any public utility of any product or service at the rates and upon the terms and conditions provided for in any contract in existence, January 1, 1913, be construed as constituting a discrimination, or undue or unreasonable preference, or advantage within the meaning specified; provided, however, that when any such contract or contracts are or become terminable by notice of such utility the commission shall have power in its discretion to direct by order that such contract or contracts shall be terminated by such utility as and when directed by such order."

**Senate Amendment "A 1" to Senate Document 453.**

Amend Section 36 by inserting after the word "issue" in the first line the words "under the provision of the preceding section."

**Senate Amendment "B 1" to Senate Document 453.**

Amend Section 38 by inserting after the word "value" in the twenty-sixth line the words "nothing in this section shall apply to the property, franchises, permits or rights of any utility owned or exercised outside this State."

**Senate Amendment "C 1" to Senate Document 453.**

Amend Section 38 by adding at the end thereof "or to prevent the acquiring of additional stock by a public utility which now owns a majority of the stock of such other utility."

**Senate Amendment "D 1" to Senate Document 453.**

Amend Section 39 by striking out the words "except where the purpose of such connection is primarily to secure the transmission of local me-

sages or conversations between points within the same city or town," in the fourteenth, fifteenth, sixteenth and seventeenth lines and inserting in the place thereof the words "between different localities which cannot be communicated with or reached by the lines of either company alone."

Mr. BURLEIGH of Aroostook: Mr. President, I have some amendments to offer. I move that they be tabbed for printing and assigned for consideration, next Tuesday.

The motion was agreed to.

The amendments were read by the President, as follows:

**Senate Amendment "E 1" to Senate Document 453.**

Senate Document No. 453 is hereby amended by striking out all of Section 9 and inserting in place thereof the following:

"Sec. 9. The term "public utility" as used in this act shall mean and embrace every individual, association of individuals, corporation, company, city, town, village, municipality or quasi municipal corporation, their lessees, trustees or receivers that now or hereafter may own, operate, manage or control any boat or vessel on inland waters or railroad, either operated for freight business or otherwise; or may conduct a parlor, sleeping, heating or refrigerator car business; or that may conduct an express business or be engaged in the conveyance of telephone or telegraph messages or the production, transmission, delivery or furnishing of gas, electricity, heat, light, water or power, to the public."

**Senate Amendment "F 1" to Senate Document 453.**

Senate Document No. 453 is hereby amended by striking out in Section 17 all after the words "items" so that said section as amended shall read as follows:

"Sec. 17. The commission shall provide for the examination and audit of all accounts."

**Senate Amendment "G 1" to Senate Document 453.**

Senate Document No. 453 is hereby amended by inserting the word "other"

after the word "any" in the fifty-fourth line, page eight, and striking out all after the word "carrier" in the fifty-fourth and fifty-fifth lines.

Mr. COLE of York: Mr. President, I offer certain amendments to this bill in behalf of various persons, and I wish to say as a member of the committee, that the committee reserves the right to oppose amendments offered by the committee.

I move that these amendments be tabbed for printing and be specially assigned for consideration next Tuesday.

The motion was agreed to.

The amendments were read by the President, as follows:

**Senate Amendment "H 1" to Senate Document 453.**

Amend Section 37 by striking out the words "or any" in the third line.

**Senate Amendment "I 1" to Senate Document 453.**

Amend Section 45 by striking out in line six the words "without the approval of the commission" and inserting in the place thereof "for such period of time not exceeding two years, as shall be prescribed in the order of the commission unless the same shall be altered, modified, amended or rescinded by the commission, or be vacated, amended or set aside by a court of competent jurisdiction."

**Senate Amendment "J 1" to Senate Document 453.**

Amend Section 54 by striking out the words "no injunction shall issue suspending or staying any order of the commission and" in the third and fourth lines; also by inserting after the word "commission" in the ninth line the words "or the court upon notice to the commission and hearing."

**Senate Amendment "K 1" to Senate Document 453.**

Amend Section 67 by inserting after the word "shall" in the second line the word "wilfully."

**Senate Amendment "L 1" to Senate Document 453.**

Amend Section 5 by striking out the words "or any person or persons employed by the commission for that purpose" in the first, second and third

lines; also by striking out the sentence "any person other than one of said commissioners who shall make such demand shall produce his authority to make such inspection," in the sixth, seventh and eighth lines; also by striking out the sentence "such person or persons so employed shall not directly or indirectly divulge any information so derived to any one except to the commission or under direction of the commission," in the eighth, ninth, tenth and eleventh lines and inserting in the place thereof "any person or persons employed by the commission shall not directly or indirectly divulge any information derived by them through their employment to any one except to the commission or under the direction of the commission.

**Senate Amendment "M 1" to Senate Document 453.**

To amend Section 35 of Senate Document No. 453 by striking out the word "or" in the twenty-second line thereof and inserting in place thereof the word "and."

Mr. HERSEY of Aroostook: Mr. President, I could not keep track of them as they went along, but I would like to ask if the title of the bill has been amended?

I move that the bill and amendments be tabled, the amendments for printing, and specially assigned for consideration next Tuesday.

The motion was agreed to.

On motion by Mr. Wing of Franklin, unanimous consent was given and that senator presented out of order the report of the committee on mercantile affairs and insurance, on an Act relating to standard provisions for accident and health policies, reporting a new draft under the same title and that it "ought to pass."

The report was accepted and the bill tabled for printing under the joint rules.

On motion by the same senator, unanimous consent was given, and that senator presented out of order the report of the committee on mercantile affairs and insurance, "ought to pass" on an act relating to fire inspectors and the removal of fire hazard.

The report was accepted and the bill tabled for printing under the joint rules.

The PRESIDENT: The Chair will state that Senate Amendment A, B, C and D to Senate Document 453, have been printed and are on the table unassigned. Without objection these will be taken from the table and assigned for consideration next Tuesday when the Chair understands that the amendments are to be considered in the order of the lettering.

On motion by Mr. Packard of Knox, Senate Document 472, Resolve in favor of the Maine Insane Hospital, was taken from the table, and on further motion by the same senator, was referred to the committee on insane hospitals.

On motion by Mr. Stearns of Oxford, Senate Document 28, An Act to incorporate the York & Oxford Railroad, was taken from the table.

Mr. STEARNS: Mr. President, I now yield to the senator from York, Senator Emery, who desires to offer an amendment.

Mr. EMERY: Mr. President, I offer Senate Amendment A to Senate Document 398, "Amend Section 3 by striking out all of said section after the word 'town' in the fifth line."

I also offer Senate Amendment B to Senate Document 398, "Amend Section 7 by striking out in the fifth and sixth lines the words "and for electricity it may sell."

I also offer Senate Amendment C to Senate Document 398, amend Section 9 by striking out the words "and for public use" in the last line.

Mr. STEARNS: Mr. President, I move that these several amendments to Senate Document 398, Senate Amendments A, B and C, be adopted.

The PRESIDENT: Is there any objection to the consideration of the three amendments together?

There being no objection the several amendments were adopted and the bill, as amended, was assigned for second reading next Monday afternoon.

On motion by Mr. Conant of Waldo

Senate Document 443, Resolve in favor of the Bureau of Horticulture, was taken from the table.

On further motion by the same senator, Senate Amendment A to Senate Document 443 was adopted, striking out the emergency clause in the resolve.

The resolve, as amended, was then given its second reading and was passed to be engrossed.

On motion by the same senator, Senate Document 442, Resolve in favor of the Bureau of Horticulture for the year 1914, was taken from the table.

On further motion by the same senator, the resolve was given its second reading and was passed to be engrossed.

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Mr. COLE of York: Mr. President: if it is in order, I ask unanimous consent under suspension of the rules, to introduce an Act at this time, and I will state that it is with the idea that it may be sent on its way in order to be assigned for a hearing as early as possible. The title is "An Act creating the office of assistant attorney general."

There was no objection and the bill was received and referred to the committee on judiciary.

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On motion by Mr. Emery of York, unanimous consent was given, and that senator presented under suspension of the rules, an Act to provide moneys for the expenditures of government for the year 1915.

On further motion by the same senator, the bill was tabled for printing pending reference to the committee on appropriations and financial affairs.

On motion by the same senator, unanimous consent was given, and that senator presented under suspension of the rules, an Act to provide for the safe keeping of indemnity bonds.

On further motion by the same senator, the bill was tabled for printing pending reference to the committee on appropriations and financial affairs.

On motion by the same senator, unanimous consent was given, and that senator presented under suspension of the rules, the report of the committee on appropriations and financial affairs, "ought not to pass" on Resolve in favor of making appropriation for indexing the Legislative Record.

The report was accepted.

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On motion by Mr. Murphy of Cumberland, House Document 414, an Act to amend Section 2 of Chapter 47 of the Public Laws of 1909, relating to assessment of taxes for street sprinkling, was taken from the table.

On further motion by the same senator, the bill was given its second reading and was passed to be engrossed.

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On motion by Mr. Packard of Knox, Adjourned until next Monday afternoon at 4.30 o'clock.