

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Seventh Legislature

OF THE

STATE OF MAINE

1915

SENATE.

Wednesday, February 3, 1915.

Senate called to order by the President.

Prayer by Rev. C. G. Mosher of Augusta.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

Senate Bills on First Reading.

Senate 27: An Act to appropriate moneys for the payments of salaries fixew by law for the year 1915.

Senate 23: Resolve in favor of preserving the life of the fish in the several fish hatcheries and for the temporary operation of the hatcheries and feeding stations for fish in this State and for the protection of fish, game and birds.

Senate 24: An Act construing Chapter 93 of the Public Laws of 1913 relative to the retirement of veterans of the Civil War in the service of the State.

The following bills, petitions, etc., were presented and on recommendation of the committee on reference of bills, were referred to the following committees:

Agriculture.

By Mr. Thurston of Oxford: An Act to amend Section 54 of Chapter 125 of the Revised Statutes of 1903, relating to cruelty to animals. (Ordered printed and referred.)

Appropriations and Financial Affairs.

By Mr. Flaherty of Cumberland: Resolve in favor of the Holy Innocents Home for Infants in the city of Portland, Maine.

Insane Hospitals.

By Mr. Fulton of Aroostook: Resolve in favor of the Augusta State Hospital for renovating second and third male wings of stone building.

By Mr. Fulton of Aroostook: Resolve in favor of the Augusta State Hospital for repair and improvement of chapel building.

By Mr. Fulton of Aroostook: Resolve in favor of the Augusta State Hospital for renovating the heating and ventilating plant, and installing a hot water circulating system in central plant.

By Mr. Garcelon of Androscoggin: Resolve in favor of the Augusta State Hospital for repairs on Chase Island wharf.

By Mr. Garcelon of Androscoggin: Resolve in favor of the Augusta State Hospital for nurses' home.

By Mr. Fulton of Aroostook: Resolve in favor of the Augusta State Hospital for maintenance and support for the years 1915 and 1916.

By Mr. Swift of Kennebec: Resolve in favor of the Augusta State Hospital to complete furnishings for third female wing.

By Mr. Swift of Kennebec: Resolve in favor of the Augusta State Hospital for a machine shop and equipment.

Legal Affairs.

By Mr. Allen of Kennebec: An Act to extend the charter of the Mt. Vernon Water and Electric Company.

By Mr. Ames of Washington: Petitions of Mollie Stoddard and eight other trained nurses of Washington county and of Sarah L. Hunter and 17 other physicians of Washington county for passage of An Act to procure State registration for nurses.

Pensions.

By Mr. Conant of Waldo: Petition of Everett H. Morse of South Montville and 23 others in favor of the Act for the relief of the blind residents of Maine.

By Mr. Chatto of Hancock: Petition of Thaddeus Hodgkins and 17 others of Lamoine in favor of an Act for the relief of the blind residents of Maine.

By Mr. Flaherty of Cumberland: Resolve in favor of Michael B. Daly of Portland.

By Mr. Swift of Kennebec: Resolve in favor of Elias Lyon.

By Mr. Dunton of Penobscot: Resolve in favor of Jesse Bachelder.

Public Buildings and Grounds.

By Mr. Swift of Kennebec: Resolve for the improvement of the State park on the easterly side of State street.

Salaries and Fees.

By Mr. Cole of York: An Act to amend Section 1 of Chapter 119 of the Public Laws of 1905, relating to the compensation of county attorneys.

Sea and Shore Fisheries.

By Mr. Chatto of Hancock: An Act to amend Section 1 of Chapter 2 of the Public Laws of 1911 declaring a close time on scallops. (Ordered printed and referred.)

State Prison.

By Mr. Flaherty of Cumberland: Petitions of Sarah W. Roberts of Portland and 11 others; of Annie E. Daggett of Portland and 11 others, in favor of reformatory for women.

Taxation.

By Mr. Colby of Somerset: An Act to amend Section 6 of Chapter 9 of the Revised Statutes, relating to taxation as amended by Chapter 179 of the Public Laws of 1911. (Ordered printed and referred.)

Temperance.

By Mr. Flaherty of Cumberland: An Act to amend Sections 36, 37 and 40 of Chapter 29 of the Revised Statutes, relating to the manufacture and sale of intoxicating liquors, and particularly the manufacture and sale of cider. (Ordered printed and referred.)

Ways and Bridges.

By Mr. Thurston of Oxford: An Act to amend Section 11 of the Revised Statutes as amended by Chapter 79 of the Laws of 1905, and as further amended by Chapter 143 of the Laws of 1907, relating to boundaries of ways.

By Mr. Herrick of Franklin: Petitions of E. H. Grose and 31 others in favor of widening and straightening the highway in the plantations of Dallas and Lang in Franklin county.

Reports of Committees.

Mr. Garcelon from the committee on legal affairs to which was referred, An Act to amend the charter of the Dead River Log Driving Company, as amended by Chapter 233 of the Private and Special Laws of 1903, reported same ought to pass.

Mr. Colby from the committee on ways and bridges to which was referred, Resolve in favor of the repair of bridges in the town of Dresden, reported same ought to pass.

The same Senator from the same committee to which was referred, Resolve appropriating money to assist the town of Whitefield in building a bridge across the Sheepscoot river at North Whitefield, reported same ought to pass.

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

Mr. Bartlett from the committee on legal affairs to which was referred, An Act to repeal Chapter 221 of the Public Laws of 1913, entitled "An Act to provide for nomination of candidates of political parties by primary elections and amendments thereto," reported that the same be printed and re-committed to the committee.

The report was accepted and the bill ordered printed and re-committed.

Orders of the Day.

On motion by Mr. Flaherty of Cumberland, House Document 19, An Act relating to holidays, was taken from the table.

The same Senator then offered Senate Amendment A.

The PRESIDENT: The Chair wishes to inform the Senator that this act is on its way to the committee, referred by the reference committee, and can not be amended until it comes back.

Mr. FLAHERTY: I understand, Mr. President, that the bill is now before the Senate, and that we have reconsidered our concurrent vote.

The PRESIDENT: The Senate cannot amend bills after reference to a committee by concurrent action, but

on second reading they may be amended. This bill is not in an amendable stage now. Do you wish the bill to go on to the committee?

Mr. FLAHERTY: I do. I move that the bill be referred to the committee on education in concurrence.

The motion was agreed to and the bill was referred to the committee on education in concurrence.

Mr. BOYNTON of Lincoln: Mr. President, This may be a trifle out of order, and when I am out of order I will thank the President to inform me.

Yesterday we passed an order unanimously relating to the matter of printing. And believing that the Senate wants to be absolutely fair in the matter I will ask unanimous consent to read a few lines of the remarks of our Honorable President, together with four lines of the testimony of Mr. Reid, State binder, before the Governor and Council yesterday.

The PRESIDENT: Does the Senator from Lincoln understand that the order has passed the Senate and gone to the House?

Mr. BOYNTON: Yes, and I realize there is nothing before the Senate and that I can only proceed by unanimous consent.

(Unanimous consent was granted and the Senator proceeded.)

Among the remarks of our President are these five lines, "After the Governor and Council had passed this vote, which the Chair has read, and held up and suspended the orders of this Legislature, as to its printing and binding, they adjourned and went to their homes."

Mr. Reid appeared before the Governor and Council. Mr. Reid is the State binder. The lines that I refer to now are a question by Mr. Scates, "Was the legislative printing ready?" Mr. Reid replied, "It was ready to be delivered at 8 o'clock, but was held up at the request of the President of the Senate."

The PRESIDENT: There is nothing

before the Senate at the present time.

Mr. COLE of York: I move that we take from the table a House bill tabled by me yesterday, An Act amendatory of Sections 27 and 28 of Chapter 129 of the Public Laws of 1913, relating to corporations for the operation of telegraphs or telephones and other public utilities.

The motion was agreed to.

The same Senator then moved that the bill be recommitted to the committee on reference.

The PRESIDENT: This bill now stands referred to the committee on telegraphs and telephones, by the committee on reference of bills, and their report has not been changed. The committee on reference of bills has passed upon this bill, and it would now naturally go to the committee on telegraphs and telephones.

Mr. COLE: It is my understanding, Mr. President, that when once the report of that committee is accepted and the bill is sent on its way or laid on the table, that the committee has nothing more to do with it unless some other action is taken.

The PRESIDENT: The Chair will state that the act is now in the hands of the Senate on its way to the committee on telegraphs and telephones, and that the reference may be changed by motion.

Mr. COLE: Perhaps I am wrong. My understanding was that when the committee on reference of bills reported this bill to the committee on telegraphs and telephones, its work was done, and the Senate could take such action as it saw fit.

I tabled the bill with the idea of sending it to some other committee. I understand the committee on telegraphs and telephones has very little work to do, and the committee of which I am a member is overloaded with work. This matter, however, is a matter which affects the substantive law of this State, and such matters it seems to me ought to go to a legal committee.

I do not wish to encroach upon the work of any other committee, but simply ask that the bill be re-committed to the committee on reference and see if they wish it to go to some other committee.

The motion was agreed to and the

bill was re-committed to the committee on reference and sent down for concurrence.

On motion by Mr. Murphy of Cumberland,
Adjourned.