

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Seventh Legislature

OF THE

STATE OF MAINE

1915

**SENATE.**

Tuesday, March 9, 1915.

Senate called to order by the President.

Prayer by Rev. Wylie H. Smith of Hallowell.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

On motion by Mr. Moulton of Cumberland, the rules were suspended and that Senator presented out of order the following Petitions which were referred to the committees on towns: Petition of L. H. Merrill and 54 others against An Act for the division of the town of Cumberland; also petition of Earl L. Rose and others against the same.

From the House: An Act relative to the employment of minors.

In the House this bill was referred to the committee on labor. On motion by Mr. Burleigh of Aroostook, tabled for printing pending reference to the committee on labor.

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

**Inland Fisheries and Game.**

By Mr. Allen of Kennebec: An Act to correct certain clerical errors in, and to amend, Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating in inland fisheries and game. (Ordered printed and referred.)

**Legal Affairs.**

By Mr. Burleigh of Aroostook: An Act to amend Section 93 of Chapter 4 of the Revised Statutes, relating to attendance at theatrical exhibitions by school children. (Ordered printed and referred.)

By the same Senator: An Act to amend Clause 1 of Section 5 of Chapter 92 of the Revised Statutes, relating to foreclosure of mortgages. (Ordered printed and referred.)

**Ways and Bridges.**

By Mr. Conant of Waldo: An Act to amend Section 8 of Chapter 130 of the Public Laws of 1913, relating to highway.

**Bills in First Reading.**

Senate 278. Resolve in favor of the Maine Wesleyan Seminary and Woman's College.

Senate 279. Resolve in favor of the Raymond Fish Hatchery, Cumberland county, Maine.

Senate 280. An Act to ratify, confirm and make valid the proceedings of the First Congregational Parish at Kittery, Maine.

Senate 281. 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.

Senate 282. An Act to abolish the office of City Solicitor of the city of Portland and to create the office of corporation counsel of the City of Portland, and to determine his duties, tenure of office and salary.

Senate 283. An Act to repeal the provisions of Chapter 87 of the Special Laws of 1903 relating to the taking of lobsters within three miles of the Islands of Matinicus and Criedhaven.

**Reports of Committees.**

Mr. Burleigh from the committee on ways and bridges, to which was referred, Resolve in favor of rebuilding a bridge in the town of Cutler, submitted same in a new draft under same title, and that it ought to pass.

Mr. Conant from the same committee to which was referred, Resolve in favor of the town of Hampden, submitted same in a new draft under title of "Resolve in favor of aid in building a bridge across Sourdabscook Stream in the town of Hampden," and that it ought to pass.

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

Mr. Colby from the same committee to which was referred, Resolve in favor of the town of Fort Kent in

building a bridge across the St. John river, reported same ought not to pass.

Mr. Conant from the same committee to which was referred, An Act to repeal Chapter 130 of the Public Laws of the year 1913, relating to the establishment of a State Highway Commission (Senate 107), reported same ought not to pass.

The reports were accepted and sent down for concurrence.

#### Passed to Be Engrossed.

House 302. An Act to provide for a closed time on bull moose. (On motion by Mr. Peacock of Washington, tabled pending its passage to be engrossed, and Friday, March 12, specially assigned for its consideration.)

House 357. An Act to amend Section 20 of Chapter 67 of the Revised Statutes, relating to the distribution of personal estate.

House 377. An Act prohibiting the rebating of premiums on fire or liability insurance.

House 376. An Act requiring that adjusters of fire losses be licensed.

House 378. An Act to amend Chapter 64 of the Public Laws of 1913, relating to the qualification of insurance agents and brokers.

House 391. An Act to amend Section 55 of Chapter 79 of the Revised Statutes, relating to the fixing of the time within which exceptions and motions for new trials may be filed in civil and criminal cases.

House 404. An Act to amend Section 11 of Chapter 116 of the Revised Statutes, as amended by Chapter 53 of the Public Laws of 1905, as further amended by Chapter 183 of the Public Laws of 1907, as further amended by Chapter 118 of the Public Laws of 1909, relating to the compensation of members of the Legislature. (On motion by Mr. Boynton, tabled pending its passage to be engrossed. Subsequently, on motion by the same senator, the bill was taken from the table and passed to be engrossed. Subsequently, on motion by Mr. Walker of Somerset, the vote whereby the bill was passed to be engrossed was reconsidered; and on further motion by the same senator the bill was re-

tabled and specially assigned for consideration on Friday morning, March 12.)

House 445: An Act to amend Section one of Chapter 61 of the Private and Special Laws of 1891, relating to Lime-rock Railroad Company.

House 448: An Act to amend the Charters of the Thomaston Street Railway Company, the Rockland Street Railway Company and the Camden & Rockport Street Railroad Company, and conferring certain additional rights, powers and privileges on said company.

House 461: Resolve providing a state pension for Alonzo J. Nevers.

House 462: An Act providing for pensions for employees of the City of Bangor.

House 463. Resolve providing a state pension for Eliza E. Philbrook.

House 464. Resolve providing a state pension for Clarence M. Smith.

House 465: Resolve providing a state pension for Lucy A. Owens.

House 466: Resolve providing a state pension for Mary Allen. (House amendment "A" adopted in concurrence. House Amendment A to House Document No. 466: "Amend by striking out the word 'three' in the first line, and inserting after the word 'hundred' in the second line the words 'ninety-two'.")

House 467: An Act to amend Section one of Chapter 44 of the Revised Statutes as amended by Section three of Chapter 116 of the Public Laws of 1913, relating to local sealers of weights and measures.

House 468: An Act to consolidate sections 14 and 38 of chapter 40 of the Revised Statutes relating to the penalty for unlawful use of containers marked with registered devices, and to amend Section 39 of said Chapter relating to search warrants therefor.

House 469: An Act to amend Section six of Chapter 44 of the Revised Statutes, providing a penalty for neglect of duty by local sealers of weights and measures.

Senate 238: An Act to amend the Military Laws.

Mr. Boynton of Lincoln presented Senate Amendment A to Senate Document 238 and moved its adoption.

Senate Amendment "A" to Senate 238:

"Amend Section 45 of Chapter 206 of the Public Laws of 1909 by striking out all of said Section after the word 'for' in the eighth line and substituting therefor the following: 'Each division commander shall be allowed a sum not exceeding \$50 per annum for the care and responsibility of public property for which he is accountable; the executive officer of the ship's company, each division clerk and the third class of yeomen of each division shall receive for their services a sum not exceeding \$25 dollars per annum.' So that said section as amended shall read as follows:

"Section 45: The pay of officers and petty officers of the naval reserve shall be the same as that of officers and non-commissioned officers of the same relative rank in the national guard; and seamen shall receive the pay of privates of infantry. The commanding officer of the ship's company shall be allowed a sum not exceeding \$50 per annum for the care and responsibility of such state and United States property as he may be accountable for; each division commander shall be allowed a sum not exceeding \$50 per annum for the care and responsibility of public property for which he is accountable the executive officer of the ship's company, each division clerk and the third class yeomen of each division shall receive for their services a sum not exceeding \$25 per annum."

The bill was then passed to be engrossed as amended.

Senate 258: Resolve in favor of the Commissioners of Pharmacy for equipment and also for the liquidation of certain deficiencies.

Senate 263: An Act relative to the hours of labor of employees of Street Railway Companies. (On motion by Mr. Emery of York, tabled pending its passage to be engrossed, and specially assigned for consideration on Wednesday, March 17.)

Senate 264: An Act to authorize the Municipal Light & Power Company to decrease its capital stock.

Senate 265: An Act to amend, revive and extend the charter of the Stratton Water company.

Senate 266: An Act authorizing the building and maintaining of a dyke in the town of Milbridge.

Senate 267: Resolve appropriating money for the maintenance of lights in the narrows connecting Upper and Lower Richardson Lake.

The PRESIDENT: The Chair desires that all matters on our calendar that can possibly be taken care of this morning should be taken up.

On motion by Mr. Murphy of Cumberland Senate 84, Resolve in favor of Thomas Clark was taken from the table, and on further motion of the same Senator the same was passed to be engrossed and sent down for concurrence.

On motion by the same Senator, House 379, An Act requiring reports from property owners in case of fire and fixing liability of owners under certain conditions, was taken from the table, and on further motion of the same Senator was tabled and assigned for next Friday.

On motion by the same Senator, report of the committee on pensions, ought not to pass, on Resolve providing a state pension for Francis H. Orrok, was taken from the table, and on further motion by the same Senator the report and resolve were recommitted to the committee and sent down for concurrence.

On motion by Mr. Herrick of Franklin, report of the committee on ways and bridges, ought not to pass, on resolve in favor of Sandy River Plantation for building a bridge, was taken from the table, and on further motion of the same Senator the report and resolve were recommitted to the committee.

Mr. BOYNTON of Lincoln: Mr. President, I would like the Senator from York, Senator Cole, if he is not ready today to take up the several amendments to Senate Document 153, if he will kindly assign a time when he will?

On motion by Mr. Cole of York the matter was assigned for next Friday morning.

On motion by Mr. Burleigh of Aroos-

took, House 323, An Act to fix the standard weight of certain commodities not included in Section 31 of Chapter 39 of Revised Statutes as amended by Chapter 124 of the Public Laws of 1913, and to correct the standard weight of a bushel of dried apples and to change the standard weight of a barrel of potatoes, was taken from the table.

The same Senator then offered Senate Amendment A to House 323 and moved its adoption. "Amend House 323 by striking out of Line 20 the word 'six,' and insert the word 'five,' so as to make the standard weight of a barrel of potatoes 165 pounds."

The amendment was adopted, and on further motion by the same Senator the bill was passed to be engrossed as amended and sent down for concurrence.

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The PRESIDENT: The Chair would like Senators having charge of matters on the table, assigned for today, to take them off the table and have some action, or have them specially assigned so that we may know what day they will come up.

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On motion of Mr. Jillson of Cumberland,

Adjourned until tomorrow morning.