

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-Eighth Legislature

OF THE

STATE OF MAINE

1917

AUGUSTA
KENNEBEC JOURNAL PRINT
1916

SENATE.

Thursday, February 15, 1917.

Senate called to order by the President.

Prayer by Rev. James E. Cochrane of Hallowell.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

House Bills in First Reading.

H. D. 191. An Act to amend the charter of the Kennebec Log Driving Company, as amended by Chapter 402 of the Private and Special Laws of 1885.

H. D. 192. An Act to amend Chapter 171 of the Private and Special Laws of 1879, entitled "An Act amendatory to an amended act incorporating the Kennebec Log Driving Company," approved March 5, 1869.

H. D. 193. An Act to legalize and confirm the incorporation and doings of the Congregational Church Society of Litchfield, Maine.

H. D. 195. An Act to extend the time in which the Maine Title Guarantee Company is authorized to commence business.

From the House: Report of the committee on ways and bridges, "ought not to pass" on Resolve in favor of the town of Baileyville for relocation of a portion of the Houlton Road.

In the House this report was recommitted to the committee on ways and bridges.

In the Senate on motion by Mr. Peacock of Washington, the resolve was recommitted to the committee in concurrence.

A communication was received from the office of the Secretary of State transmitting the 75th Annual Report of the Augusta State Hospital, and the 15th Annual Report of the Bangor State Hospital.

On motion by Mr. Swift of Kennebec, the reports were placed on file and sent down for concurrence.

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

Inland Fisheries and Game.

By Mr. Butler of Franklin: Remonstrance of Nathaniel B. Stewart and others against prohibiting Sunday fishing.

Legal Affairs.

By Mr. Holt of Cumberland: An Act to amend Section 23 of Chapter 85 of the Revised Statutes of 1916, relating to sheriffs and their deputies. (Ordered printed.)

By Mr. Butler of Knox: An Act to amend Section 9 of Chapter 63 of the Revised Statutes in regard to the wearing of badges. (Ordered printed.)

Judiciary.

By Mr. Holt of Cumberland: An Act to prevent public discrimination by reason of religious creed at places of public accommodation, resort or amusement. (Ordered printed.)

By the same Senator: An Act to amend section 59 of Chapter 4 of the Revised Statutes of 1916, relating to towns, their meetings, officers, powers and duties.—(Ordered printed.)

By the same Senator: An Act to amend Chapter 7 of the Revised Statutes relating to the regulation and conduct of elections. (Ordered printed.)

Reports of Committees.

Mr. Wood from the committee on legal affairs on An Act to extend the charter of the Salisbury Cove Water Company, reported same ought to pass.

Mr. Conant from the committee on salaries and fees on An Act to amend Chapter 337 of the Public Laws of 1915, relating to the amounts to be paid for clerk hire in the several counties, submitted the same in a new draft under title of bill "An Act to amend Section 45 of Chapter 117 of the Revised Statutes relating to the amounts to be paid for clerk hire in the county offices," and that it ought to pass.

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

Mr. Hastings from the committee on State lands and forest preservation, on resolve in favor of the co-operative survey of the boundary line between the State of Maine, and the State of New Hampshire. (Senate No. 6) reported same ought to pass. (On motion by Mr. Ames of Washington, the rules were suspended and this resolve received its first reading.)

Mr. Bartlett from the committee on mercantile affairs and insurance on bill An Act to License non-resident brokers, (Senate No. 19) reported same ought not to pass. The report was accepted.

Passed to Be Engrossed.

H. D. 158 An Act to amend Section 1, Chapter 4 of the Private and Special Laws of 1913, entitled "An Act to regulate the taking of smelts from the waters of Egypt Bay, Franklin Bay, Taunton Bay and River in the towns of Hancock, Franklin and Sullivan, in Hancock county.

S. D. 152. An Act to provide whole family protection for members of fraternal benefit societies.

S. D. 153. An Act to amend Section 1, Chapter 85, Revised Statutes, relating to the bonds of sheriffs.

S. D. 156. An Act to amend Sections 4 and 5 of Chapter 78 of the Revised Statutes of 1916, relating to the sale of real estate, subject to contingent remainders.

S. D. 158. An Act to provide a penalty for evading taxicab and public automobile fares.

(Recommitted to the committee on legal affairs.)

S. D. 151. An Act to repeal Chapter 271, Private and Special Laws of 1911, relating to ways and bridges in Plantation No. 14, in Washington county. (Recommitted to the committee on ways and bridges.)

Passed to Be Enacted.

An Act to amend the charter of the Fryeburg Water Co. by granting certain additional powers and ratifying and confirming certain acts of said corporation.

An Act to amend Section 5 of Chapter 83 of the Revised Statutes relating to the term of the county commissioners' court in Washington county.

An Act providing for a State paper.

An Act to amend Section 19 of Chapter 52 of the Revised Statutes, relating to compensation of trustees for savings banks.

An Act amending Section 26 of Chapter 52 of the Revised Statutes, relating to duplicate books of deposit issued by savings banks and trust companies.

An Act to amend Section 72 of Chapter 62 of the Revised Statutes relating to increase of capital stock of trust companies.

An Act to enable Forest Hill Cemetery Association to convey its real estate and personal property to the inhabitants of Bridgton, as body corporate and to dissolve said association.

Finally Passed.

Resolve reimbursing the State Legislative printer for over-time work.

Resolve in favor of the 12th Company, C. A. C. N. G. S. M., on account of Presidential inauguration.

From the House: Ordered, the Senate concurring, that bill, An Act for the enforcement for the lien on jewelry, clocks and watches, repaired by jewelers, Senate Document No. 7, be taken from the files for further consideration by the legislature.

In the House this order was read and passed.

Mr. DAVIES of Cumberland: Mr. President, I make the point of order that the legislation which is covered by that bill has been passed upon at this session of the Legislature and cannot again be introduced.

The PRESIDENT: The Senator from Cumberland, Senator Davies, as the Chair understands, makes this point of order, that this document, Senate No. 7, having been finally passed upon by the Legislature, that it cannot be brought forward in this manner.

Mr. DAVIES: That is the point, Mr. President.

Mr. BUTLER of Knox: I want to inquire, Mr. President, of the Senator from Cumberland, Senator Davies, if he refers to joint rule 14.

Mr. DAVIES: Mr. President, I am not acquainted with the number of the rule, but I have a very distinct recollection, however, that there is such a rule, and if the Senator cares to have me state it I will state it again.

Mr. BUTLER: Mr. President, I just made the inquiry whether the Senator relied on joint rule 14.

Mr. DAVIES: I have not a copy of the rules here, Mr. President.

The PRESIDENT: The Chair will state on the point of order, that this bill having been referred to the judiciary committee and having been acted upon by the judiciary committee and reported back to the Legislature, and that report being accepted by both branches of the Legislature, and that report being against the passage of the bill, that under rule 14 that is a final decision on the bill, and so that the Chair will be forced to sustain the point of order raised by the Senator from Cumberland, Senator Davies.

What is the pleasure of the Senate to do with this order?

Mr. DAVIES: Mr. President, I move that the order be indefinitely postponed.

The motion was agreed to.

Orders of the Day.

On motion by Mr. Higgins of Penobscot, it was

Ordered, that 5,000 additional copies of the Budget Message and Appendix be printed.

On motion by Mr. Butler of Franklin, it was

Ordered, that the use of the Senate Chamber be granted to the committee on labor for a public hearing on Wednesday, February 21, at 2 o'clock in the afternoon.

Mr. BURLEIGH of Aroostook: Mr. President, I shall be obliged to go to Massachusetts to attend a funeral, and wish for leave of absence until Monday night.

Mr. DAVIES of Cumberland: Mr. President, if I may speak from here, I move that the leave of absence be granted the Senator.

Mr. MERRILL of Somerset: Mr. President, the gentleman is out of order.

Mr. DAVIES: The President recognized me from where I was and I thought I had a right to speak. The Chair will excuse me.

The PRESIDENT: The Chair will take cognizance of the gentleman's desire for leave of absence.

Mr. WALKER of Somerset: Mr. President, I move that leave of absence be granted Senator Burleigh.

The motion was agreed to.

The PRESIDENT: The Chair would state that he hopes that those members of the Senate who have bills or resolves on the table upon which no disposition has been made, will make up their minds what they want to do with them, and so clear the records as soon as possible. As long as a bill or resolve is on the table it makes no headway, and sooner or later those things encumber the calendar and impede legislation.

On motion by Mr. Stanley of Oxford, Adjourned.