

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-Eighth Legislature

OF THE

STATE OF MAINE

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1917

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## SENATE

Tuesday, March 13, 1917.

Senate called to order by the President.  
Prayer by Rev. Wm. R. Wood of Augusta.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

From the House: An Act to amend Section 37 of Chapter 25 of the Revised Statutes, relating to funds for State highways.

In the House this bill was passed to be engrossed. In the Senate it was recommended to the committee on ways and bridges and sent down for concurrence. In the House it was indefinitely postponed.

In the Senate, on motion by Mr. Walker of Somerset, tabled.

On motion by Mr. Baxter of Somerset, under suspension of the rules, it was

Ordered, the House concurring, that the Senate and House of Representatives hold one session each day beginning at 9.30 o'clock in the forenoon until otherwise ordered.

Subsequently the President announced that the House had concurred with the Senate in the passage of the order.

From the House: Resolve in favor of Morrison Libby.

In the Senate the report of a part of the committee on this bill, ought not to pass, was accepted. The House non-concurred with the Senate and accepted the report of that part of the committee which reported ought to pass. The bill was then read and passed to be engrossed.

On motion by Mr. Higgins of Penobscot, the resolve was tabled until tomorrow.

From the House: An Act to permit municipal corporations to own and operate street railways, gas and other public utilities. (Tabled on motion by Mr. Ricker of Hancock, pending reference in concurrence.)

## House Bills in First Reading

H. D. 496. Resolve in favor of several academies, institutes, seminaries and colleges for maintenance and for repairs and improvements.

Mr. RICKER of Hancock: Mr. President, we believe there is a mistake in this resolve, just discovered, and I move that it be recommitted to the committee on education.

I would like to have this resolve sent to the House for concurrence so that the committee can act upon it this afternoon.

The motion was agreed to.

H. D. 497. Resolve in favor of the town of Washburn, Aroostook county. (Recommitted to the committee on education in concurrence on motion by Mr. Fulton of Aroostook.)

H. D. 457. An Act relating to the Knox Gas and Electric Company.

H. D. 503. Resolve for further public instruction in forestry.

House 175. An Act to amend Section 12, Chapter 181, Laws of 1911, relating to prisoners escaping from county farm.

House 187. An Act amendatory of and additional to Section 22, Chapter 55 of the Revised Statutes, relating to the annual closing of accounts and filing of balance sheets by public utilities.

House 162. An Act to authorize Allan E. Hammond and his associates to erect piers and maintain booms in the St. John River in Hamlin Plantation.

House 473. An Act to authorize the Sandy River & Rangeley Lakes Railroad to extend its line from Carrabasset to Hurricane Falls and to discontinue its present road from Carrabasset to Bigelow.

House 474. An Act to extend the charter of the Penobscot Valley Gas Company.

House 477. An Act relating to decoration of veterans' (soldiers' and sailors') graves.

House 480. An Act to amend Section 100 of Chapter 52 of the Revised Statutes, relating to loan and building associations.

House 481. An Act to permit the town of Southport to obtain a supply of pure water.

House 482. An Act to amend Sections

51 and 52 of Chapter 4 of the Revised Statutes relating to the payment by the State of the burial expenses of honorably discharged soliders and sailors.

House 484. An Act to protect the rights of certain members of the Penobscot Tribe of Indians owning land on Old Town Indian Island No. 1, and Island No. 12, commonly called Orson Island, in Penobscot River.

House 486. An Act to provide for the registration and licensing of dogs on the Indian Reservation of the Penobscot Tribe of Indians.

House 487. An Act to amend Paragraph 6 and Paragraph 7 of Section 98, Chapter 4, Revised Statutes, relative to by-laws of towns, cities and villages.

House 491. An Act to amend Section 8 of Chapter 48 of the Revised Statutes of 1916, relating to local sealers of weights and measures.

House 498. An Act to amend Section 110 of Chapter 16 of the Revised Statutes, relating to teachers' associations.

House 501. An Act to provide for a non-resident fishing license.

House 504. An Act to prevent the sources of water supply from becoming polluted.

House 505. An Act to incorporate Gould Electric Co.

House 506. An Act to enlarge the authority of the Home for Aged Couples and Old Men in the city of Bath to take and hold property.

House 489. Resolve in favor of Ida E. Heath of Chelsea, Maine.

House 492. Rsolve reimbursing the city of Auburn for money expended for the support of certain State paupers.

House 493. Resolve reimbursing the town of Wilton for money expended for the support of certain State paupers.

House 494. Resolve in favor of the town of Chester.

House 483. Resolve authorizing the Governor and Council to accept picture or oil painting of General Charles W. Tilden to hang in the rotunda of the State House.

House 475. Resolve for extra pay to the Maine volunteers in the War with Spain.

House 476. Resolve in favor of an appropriation to complete the historical records of Maine men serving in the United States navy during the War for the Suppression of the Rebellion, 1861-1865.

S. D. 64. Resolve to provide for a survey by the commissioner of sea and shore fisheries of areas suitable for the propagation of clams.

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From the House: Ordered, the Senate concurring, that an invitation be and hereby is extended to the Hon. Gifford Pinchot of Washington, D. C., to address the members of the Maine Legislature on Wednesday evening, March 21, on the subject of "Conservation," and the use of the hall of the House of Representatives is hereby extended to Mr. Pinchot for that purpose.

Read and passed in concurrence on motion by Mr. Walker of Somerset.

#### Messages and Documents From the Heads of Departments

A communication was received from the office of the secretary of State transmitting the following reports:

Annual reports of the parole board, inspectors, warden and subordinate officers of the Maine State prison, at Thomaston, Maine, for 1916.

Reports of trustees and principal of the Maine School for the Deaf from Dec. 31, 1914, to Dec. 31, 1916.

Biennial report of the forest commissioner of the State of Maine for 1915-1916.

Report of the treasurer of State for 1916.

The several reports were received and ordered placed on file.

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On motion by Mr. Baxter of Sagadahoc the rules were suspended and that senator presented An Act relating to motor vehicles.

On further motion by the same senator the bill was referred to the committee on ways and bridges and sent down for concurrence.

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The following bills, petitions, etc., were received and on recommendation of the

committee on reference of bills were referred to the following committees:

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

By Mr. Higgins of Penobscot: Resolve on the payroll of the Senate.

By the same senator: Resolve for the pay of the chaplains and certain employes and for typewriting and stenographic assistance for the official reporter of the Senate.

#### **Education**

By Mr. Walker of Somerset: An Act to extend the facilities for training teachers for common schools through training courses in High schools and academies. (Ordered printed.)

#### **Public Utilities**

By Mr. Lord of York: An Act to amend Section 24 of Chapter 53 of the Revised Statutes of the State of Maine relating to unclaimed baggage and merchandise transported by street railways. (Ordered printed.)

#### **Salaries and Fees**

By Mr. Boynton of Lincoln: An Act to fix the time of payment of salaries of county officials. (Ordered printed.)

#### **Temperance**

By Mr. Peterson of Aroostook: An Act to provide for the seizure and forfeiture of vehicles carrying intoxicating liquor intended for illegal sale. (Ordered printed.)

On motion by Mr. Higgins of Penobscot it was

Ordered, the House concurring, that the committee on appropriations and financial affairs be directed to make up the payrolls of the Senate and House officers and of the members of the Senate and House of Representatives of the 78th Legislature, in accordance with Sections 12, 13 and 14 of Chapter 117 of the Revised Statutes, and the several orders of the Senate and House providing for the employment of persons or the purchase of equipment for the convenience of this Legislature.

Sent down for concurrence.

#### **Bills in First Reading**

S. D. 295. Resolve in favor of the reformatory for women for maintenance and other purposes for the years 1917 and 1918.

S. D. 296. Resolve in favor of the reformatory for women for permanent improvement of the grounds and other purposes for the year 1917.

S. D. 297. Resolve for the purpose of operating the fish hatcheries and feeding stations for fish, for the protection of fish, game and birds, and for printing the report of the commissioners of inland fisheries and game, and other expenses incident to the administration of the department of inland fisheries and game.

S. D. 298. An Act to amend Sections 55, 56, 57, 58, 59, 61 and 62 of Chapter 16 of the Revised Statutes to provide for the formation of unions for the employment of superintendents of schools.

S. D. 299. Resolve in favor of the University of Maine.

S. D. 300. An Act relating to annual or biennial reports of State charitable and correctional institutions.

S. D. 301. An Act to regulate the payments of appropriations for the care, treatment, support and education of persons in charitable or benevolent institutions not wholly owned or controlled by the State.

S. D. 302. An Act to amend Chapter 147, Revised Statutes, relating to the State Board of Charities and Corrections.

#### **Reports of Committees**

Mr. Baxter from the committee on banks and banking, on An Act relative to the term of office of bank commissioner (Senate No. 203), submitted same in new draft under title of "An Act relating to the term of office of bank commissioner."

The same senator from the same committee, on An Act to amend Section 19, Chapter 117 of the Revised Statutes of Maine, relating to the banking department, (S. D. 85), reported same ought to pass. (Read first time under suspension of the rules on motion by Mr. Butler of Knox.)

Mr. Davis from the same committee, on An Act additional to Chapter 52 of the Revised Statutes of 1916, with reference to limitation of actions to recover money paid on forged signatures, (S. D. 213), reported same in a new draft under the same title, and that it ought to pass.

Mr. Stanley from the same committee, on An Act to permit savings banks to invest in certain railroad bonds, which was reported in a new draft, (House 362), and recommitted to the committee, submitted the same in a second new draft under the same title, and that it ought to pass.

Mr. Butler from the committee on interior waters, on An Act to extend the rights, powers and privileges of the Guilford Manufacturing Co. for the erection and maintenance of piers and booms in the Piscataquis river (S. D. 121), reported same ought to pass. (Read first time under suspension of the rules on motion of Mr. Butler of Franklin.)

Mr. Butler from the same committee, on An Act to authorize the erection of dams and water storage basins on Boggs brook and tributaries in Dead River Plantation in Somerset county (S. D. 159), reported same ought to pass. (Read first time under suspension of the rules on motion of Mr. Walker of Somerset.)

Mr. Wood from the committee on legal affairs, on An Act in regard to the licensing of drivers of automobiles for hire in the town of Eden, in the county of Hancock (Senate 178), reported same ought to pass. (Read first time under suspension of the rules on motion by Mr. Wood of Hancock.)

The same senator, from the same committee, on An Act to extend the charter of the World Standard Insurance company, reported same ought to pass.

The same senator, from the same committee, on An Act to grant certain powers to Acadia Landing, reported same in a new draft under the same title and that it ought to pass.

Mr. Butler from the committee on public utilities, on An Act to extend the charter of the Brewer Water Company, as extended and amended by Chapter 98

of the Private and Special Laws of 1915, reported same in a new draft under the same title and that it ought to pass.

The same senator, from the same committee, on An Act to amend Chapter 218 of the Private and Special Laws of the State of Maine for the year 1911, entitled "An Act to supply the town of North Haven with pure water" (Senate 225), which was recommitted to the committee, submitted the same in a new draft under the same title and that it ought to pass.

Mr. Holt from the same committee, on An Act to extend the charter of the Harmony Water Company, reported same in a new draft under the same title and that it ought to pass.

Mr. Lord from the same committee, on An Act to incorporate the Dirigo Water Company (Senate 175), reported the same in a new draft under the same title and that it ought to pass.

Mr. Burleigh from the committee on railroads and expresses, on An Act relative to the construction of extensions and branches by the Bangor & Aroostook Railroad Company (Senate 125), reported same in a new draft under title of "An Act amending Section 4 of Chapter 56 of the Public Laws of the State of Maine, revision of 1916, relating to the constructions or the extension of railroads," and that it ought to pass.

Mr. Grant from the committee on salaries and fees, on An Act to amend Section 28 of Chapter 117, Revised Statutes of 1916, relating to compensation of judge of probate of county of York, reported same in a new draft under the same title and that it ought to pass.

The same senator from the same committee, on An Act in relation to the salary of the recorder of the municipal court of the city of Biddeford, reported same ought to pass.

Mr. Fulton from the committee on State School for Boys, State School for Girls, and Reformatory for Women, on Resolve in favor of the juvenile trustees for per diem and expenses for the years 1917 and 1918, reported same in a new draft under the same title and that it ought to pass.

The same senator from the same committee, on An Act providing for transfer of boys and girls from State juvenile institutions to other institutions, and amending certain laws pertaining to State juvenile institutions (Senate 134), reported same in a new draft under the same title and that it ought to pass.

The same senator from the same committee, on Resolve in favor of the State juvenile institutions for maintenance, current expenses and other purposes, for the years 1917 and 1918, reported same in new drafts entitled respectively, "Resolve in favor of the State juvenile institutions for maintenance and other purposes for the years 1917 and 1918," and "Resolve in favor of the State School for Girls for furnishings and equipment for the new central building for the year 1918," and that they ought to pass.

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

Mr. Baxter from the committee on banks and banking, on "An Act to amend Section 11, Chapter 40 of the Revised Statutes, relating to the business of dealing in securities, (Senate No. 248), reported same ought not to pass.

Mr. Holt from the committee on public utilities, on "An Act to extend the charter of the Farmington-Oakland Interurban Railway, reported same ought not to pass, as the subject matter has been covered by another act.

The reports were accepted and sent down for concurrence.

#### Passed to be Engrossed

H. D. 104. An Act relating to municipal elections in the town of Mount Desert. (Senate Amendment A adopted on motion by Mr. Ames of Washington.)

H. D. 350. An Act to create a board of prison commissioners. (Tabled pending second reading on motion by Mr. Butler of Knox.)

Mr. DEERING of York: Mr. President, I would ask the gentleman to assign a day for the consideration of this matter.

Mr. BUTLER: Mr. President, tomorrow it will come up automatically, I presume. If there is no objection I would like to assign it for next Friday.

Mr. DEERING: That is satisfactory.

The PRESIDENT: The Chair will inform the senator that it will come up automatically tomorrow, when he can further assign it.

H. D. 439. Resolve, appropriating money for the expenses of the State Board of Charities and Corrections for the years 1917 and 1918. (Tabled until tomorrow pending adoption of House Amendment A in concurrence, on motion by Mr. Deering of York.)

H. D. 451. An Act to amend and extend the charter of the Bangor Boom Co.

Resolve authorizing the county of York to procure a loan.

An Act to amend Chapter 229 of the Private and Special Laws of 1849 entitled 'An Act incorporating the trustees of the fund for the support of the Episcopate of the Protestant Episcopal church in the Diocese of Maine,' as amended by Chapter 311 of the Laws of 1864 as amended by Chapter 214 of the Laws of 1888, as amended by Chapter 106 of the Laws of 1895 and as amended by Chapter 452 of the Laws of 1897, to be entitled An Act to amend the charter of the trustees of diocesan funds in the diocese of Maine. (On motion by Mr. Holt of Cumberland recommitted to the committee on judiciary for corrections, pending second reading.)

S. D. 290. An Act to amend Chapter 215 of the Private and Special Laws of 1867 and authorize the city of Saco to provide, equip and maintain a hospital."

#### Passed to Be Enacted

An Act to authorize the Public Utilities Commission to require through routes and joint rules by common carriers for the transportation of persons or property.

An Act to extend the charter of the Rumford Falls and Bethel Street Railway.

An Act to amend Section 57 of Chapter 55 of the Revised Statutes, authorizing the revision of decrees of the railroad commissioners.

#### Finally Passed

Resolve to provide for the appointment of a commission to perfect plans for the celebration of Maine's centennial and the 300th anniversary of the landing of the Pilgrims.

Resolve in favor of Alfred Yankauer for information furnished the attorney general regarding certain estates liable to inheritance tax.

#### Orders of the Day

Mr. Holt of Cumberland presented the following resolution and moved its passage:

Resolved, the House concurring, that the Legislature attend the preparedness meeting to be held in Portland March 16.

Mr. HOLT: Mr. President, I will say that the details as to the arrangements and as to the program will be contained in an invitation to be sent to all members of the Legislature.

The motion was agreed to.

The PRESIDENT: The Chair lays before the Senate An Act providing for court jurisdiction in criminal cases originating in Hibberts Gore. The Senate passed an order recalling this bill from the engrossing department.

On motion by Mr. Conant of Waldo, recommitted to the committee on judiciary.

The PRESIDENT: The Chair will state that if we are to get through by the first of April, it will be quite necessary for all of the Senators who have any bills to present to do it this week. If the bills keep dribbling along, that keeps the committees busy and deprives us of afternoon sessions. So it seems quite essential, if we are to get through by the first of April, the time set by a good many, that we shall have all the bills presented this week.

On motion by Mr. Peterson of Aroostook

Adjourned.