

# MAINE STATE LEGISLATURE

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# LEGISLATIVE RECORD

OF THE

## Seventy-Ninth Legislature

OF THE

## STATE OF MAINE

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1919

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AUGUSTA  
KENNEBEC JOURNAL PRINT  
1919

## SENATE

Wednesday, January 8, 1919.

The Senate met according to adjournment and was called to order by the President.

Prayer by Rev. A. A. Walsh of Gardiner.

Journal of previous session read and approved.

On motion of Mr. Dearth of Penobscot, under suspension of the rules, it was

Ordered, the House concurring, that a joint select committee of three on the part of the Senate with such as the House may join, to be known as committee on resolutions, be appointed to formulate and submit to the Legislature such resolutions as such committee may deem appropriate.

The Chair appointed as such committee on the part of the Senate, Messrs. Dearth of Penobscot, Davies of Cumberland and Deering of York.

Sent down for concurrence.

On motion by Mr. Ames of Washington, it was

Ordered, the House concurring, that a joint select committee of three on the part of the Senate with such as the House may join, to be known as committee on public utilities, be appointed for the consideration of such bills and resolves particularly related to public utilities which come before this Legislature; and be it further

Ordered, that a joint select committee of three on the part of the Senate with such as the House may join, to be known as committee on State sanitoriums, be appointed for the consideration of such bills and resolves relating to institutions for the suppression and control of tuberculosis, which come before this Legislature.

Sent down for concurrence.

#### Message from the House

The following communication was read by the secretary of the Senate:

House of Representatives.

January 2, 1919.

To Percy F. Crane,

Secretary of the Senate.

The Governor of the State of Maine, having returned to the House of Representatives resolve entitled, "Resolve in favor of Fred R. Smith of Pittsfield, for expenses incurred as a member of the hospital trustees in investigating conditions at the Augusta State hospital in 1913," with his objections to the same,

The House proceeded to vote on the resolve, and less than two-thirds of the members of the House having voted that the resolve should receive a passage, notwithstanding the objections of the Governor, the resolve has accordingly failed to receive a passage over the veto of the Governor.

Respectfully,

CLYDE R. CHAPMAN,

Clerk.

On motion of Mr. Folsom of Somerset, the communication was placed on file.

The following communication was received from the Executive department:

#### STATE OF MAINE.

Executive Chamber.

Augusta, Me., Jan. 7, 1919.

To the Honorable Senate and House of Representatives:

In compliance with the Constitution of the State I herewith communicate to the Legislature each case of reprieve, remission of penalty, commutation or pardon granted during the years 1917 and 1918, stating the name of the convict, the crime of which he was convicted, the sentence and its date, the date of the reprieve, remission, commutation of pardon, and the conditions, if any, upon which the same was granted.

(Signed) CARL E. MILLIKEN,

Governor.

On motion by Mr. Gurney of Cumberland, the communication was placed on file and sent down for concurrence.

#### Orders of the Day

On motion of Mr. Deering of York, it was

Ordered, that the Maine Bar Association be granted the use of the Senate Chamber Wednesday, January 28, at 2.30 o'clock in the afternoon.

On motion of Mr. Walker of Somerset, it was

Ordered, the House concurring, that the State binder punch all Legislative documents to conform with the binders to be used by the Legislature.

Sent down for concurrence.

On motion by Mr. Ames of Washington, it was

Ordered, that all bills, resolves, orders and petitions for introduction in the Senate be placed in the hands of the secretary of the Senate not later than four o'clock of the day preceding such introduction.

On motion of Mr. Chick of Kennebec, it was

Ordered, the House concurring, that 675 copies of the Legislative Record for the session of 1919 be printed and bound, one copy each for the members of the Senate and House of Representatives, and the remainder to be deposited in the State Library for exchange and library use; and be it further

Ordered, that a suitable index be prepared for such Legislative Record at an expense not exceeding \$250; and be it further

Ordered, that 350 copies of the Legislative Record be printed in pamphlet form for distribution from day to day to members of the Legislature and the departments under the direction of the document clerk.

Sent down for concurrence.

On motion of Mr. Lewis of Lincoln, it was

Ordered, the House concurring, that the several committees cause all Legislative notices to be published in such papers as the committees designate.

Mr. THORNTON of Aroostook: Mr. PRESIDENT, I am a new member and it seems to me that upon each member of this Senate and upon every member of this Legislature there rests great and serious responsibilities. Mindful of the past, guarding

the present, watchful of the future, we should see that private legislation makes way for matters of public and national interests.

The American citizen that we mourn, like our great statesmen, is only sleeping. The American spirit is abroad in our land today working for the interests of the American nation. I therefore present the following order and move its passage:

Ordered, that the superintendent of buildings be requested to display the American flag in the Senate Chamber over the President's chair, and that the same remain through the Legislative session.

The order was given a passage.

On motion by Mr. Butler of Franklin, it was

Ordered, the House concurring, that all committees are hereby directed to report to the committee on appropriations and financial affairs, all appropriations of money recommended by them, or any Acts or Resolves recommended by them which amend existing statutes or resolves requiring an appropriation of money.

The committee on appropriations and financial affairs is hereby directed to make records of said reports and forthwith submit the same to the Legislature without changes therein. No Act or Resolve involving the appropriation of money shall be engrossed without having endorsed thereon, in addition to the usual endorsement, of the secretary of the Senate and the clerk of the House, the following, viz:

"Examined and recorded by the committee on appropriations and financial affairs."

Chairman.

Passed and sent down for concurrence.

On motion by Mr. Davies of Cumberland, it was

Ordered, that 1000 additional copies of the Governor's message be printed for the use of the Senate.

On motion by Mr. Thornton of Aroostook, it was

Ordered, the House concurring, that the messenger to the Governor

and Council be directed to furnish during the present session to the members and officers of the Senate and House, and clerks of committees such stationery and office supplies as they may desire for use in their official duties, upon requisition by the secretary of the Senate, clerk of the House, and clerks of the several committees, respectively, also such postage for the transaction of their business as said committees may order.

Sent down for concurrence.

On motion by Mr. Deering of York, the Acts and Resolves of the last Legislature which were referred to this Legislature were taken from the table and referred to committees as follows:

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

An Act relating to the department of agriculture. (500 ordered printed)

#### **Education**

An Act to establish a Normal school to be located at Dexter in the county of Penobscot. (500 ordered printed).

#### **Judiciary**

An Act to enlarge the powers of Androscoggin Trust Co. and to authorize said corporation to become surety on bonds. (500 ordered printed)

An Act to authorize persons to vote in cities, towns and plantations from which they have changed their residences. (500 ordered printed)

An Act to prohibit discrimination against persons seeking employment. (500 ordered printed)

An Act to amend Section 18 of Chapter 14 of the Revised Statutes, relating to the Penobscot Tribe of Indians. (500 ordered printed)

#### **Legal Affairs**

An Act to incorporate Peat Power Producing Company. (500 ordered printed)

An Act to incorporate the York Beach Chamber of Commerce. (500 ordered printed)

#### **State Sanitoriums**

An Act to provide for the care and treatment of tuberculosis in local,

county or district sanitoriums. (500 ordered printed.)

#### **Military Affairs**

— Resolve relating to equestrian statue of Major General Oliver O. Howard, and a standing statue of Brevet Major General Joshua L. Chamberlain at Gettysburg. (500 ordered printed)

#### **Ways and Bridges**

Resolve for the construction of a highway bridge over the Penobscot river between the towns of Verona and Penobscot. Hancock county, Maine. (500 ordered printed)

Resolve in favor of the towns of Alna and Newcastle. (500 ordered printed)

#### **Taxation**

Resolve proposing an amendment to the Constitution relative to the authority of the Legislature to impose taxes. (500 ordered printed)

The President announced the committee appointments, as follows:

#### **Standing Committees of the Senate**

#### **ON BILLS IN SECOND READING**

Messrs.

Butler of Franklin  
Baxter of Sagadahoc  
Clement of Waldo  
Deering of York  
Gannett of Kennebec  
Metcalf of Piscataquis  
Peacock of Washington  
Ricker of Hancock  
Tuttle of Aroostook  
Googin of Androscoggin

#### **ON ENCROSSED BILLS**

Messrs.

Ames of Washington  
Chick of Kennebec  
Dearth of Penobscot  
Gordon of York  
Holt of Hancock  
Lewis of Lincoln  
Parent of Androscoggin  
Stanley of Oxford  
Grant of Cumberland  
Walker of Somerset

#### **Special Committee of the Senate**

#### **ON SENATORIAL VOTE**

Messrs.

Thombs of Penobscot  
Baxter of Sagadahoc  
Butler of Franklin  
Emerson of Aroostook  
Holt of Hancock  
Lewis of Lincoln  
Peacock of Washington

(For list of joint standing committees of the Legislature see House report).

The PRESIDENT: Especially assigned for today is a communication from the Executive, returning to the Senate without his approval "Resolve to provide for the building of an armory at the University of Maine."

The question before the Senate is shall this become a law the objections of the Governor to the contrary notwithstanding. The secretary will call the roll. Those voting yes will vote for the bill to become a law notwithstanding the objection to the Governor. Those voting no vote to sustain the veto.

At this point Senator Gannett of Kennebec announced his presence in the Senate chamber and that he had taken and subscribed the oaths necessary to qualify him to enter upon the discharge of his duties.

The PRESIDENT: On behalf of the Senate I welcome you to this body.

The secretary called the roll. Those voting no were: Messrs. Ames, Baxter, Butler, Chick, Clement, Cobb, Creighton, Davies, Dearth, Deering, Emerson, Folsom, Gannett, Googin, Grant, Gurney, Higgins, Holt, Lewis, Lord, Metcalf, Parent, Peacock, Ricker, Stanley, Thombs, Thornton, Tuttle, Walker—29. Twenty-nine senators having voted in the negative and none in the affirmative the veto of the Executive was sustained.

The PRESIDENT: Especially assigned for today is a communication from the Executive, returning to the Senate without his approval Senate Document No. 22 of the 78th Legislature, entitled "An Act to Amend Section 18 of Chapter 45 of the Revised Statutes Relating to Lobster Licenses."

The question before the Senate is shall this become a law the objections of the Governor to the contrary notwithstanding.

The secretary called the roll. Those voting yes, one, Mr. Grant; those voting no were Messrs. Ames, Baxter, Butler, Chick, Clement, Cobb, Creigh-

ton, Davies, Dearth, Deering, Emerson, Folsom, Gannett, Googin, Gurney, Higgins, Holt, Lewis, Lord, Metcalf, Parent, Peacock, Ricker, Stanley, Thombs, Thornton, Tuttle, Walker—28. And 28 senators having voted in the negative and one in the affirmative the veto of the Executive was sustained.

On motion by Mr. Thombs of Penobscot, a communication from the State auditor transmitting certain State estimates was taken from the table, and on further motion by the same senator was referred to the committee on appropriations and financial affairs.

The PRESIDENT: The Chair desires to say at this time that the committee appointments having been made I trust that the members thereof will immediately get to work and organize and get into condition to proceed to expedite the work of this Legislature. We all have been more or less touched by the high cost of living the past few months or years. You have an opportunity now to reduce somewhat the high cost of living, and that is by making your stay in this beautiful city somewhat shorter than usual. It is a matter that is entirely up to you. I ask as far as possible that all committees report out of the committees the bills at the earliest possible moment, in order that we may have our reports before us and that the reports may not be held until the last few weeks, and then everybody rushing themselves and tiring themselves out, and not perhaps giving due consideration to matters that are of the utmost importance to the State.

I trust, Senators, that you will give this your very careful consideration. I trust that we may shorten this session several days, and it is only by your hearty co-operation that we shall be able to do this.

On motion by Senator Folsom of Somerset,  
Adjourned.