

# 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  
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1919

**SENATE**

Tuesday, March 18, 1919.

Senate called to order by the President.

Prayer by the Rev. C. D. Boothby of Augusta.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

**House Bills in First Reading**

H. D. 405: Resolve to reimburse the committee on insane hospital for expenses to Bangor.

H. D. 408: Resolve to reimburse the committee on State sanatoriums for expenses to Hebron and Fairfield.

H. D. 406: An Act to regulate fishing in Kennebago stream.

H. D. 171: An Act to amend Section 7, Chapter 303, of the Public Laws of 1917, changing the conditions under which loans may be granted by the farm lands loan commissioner.

H. D. 169: An Act to amend Section 2, Chapter 5 of the Revised Statutes relating to the qualifications of voters.

H. D. 363: An Act to amend Chapter 80, Section 21, relating to distribution of life insurance made payable to an estate.

In the House this bill was referred to the committee on mercantile affairs and insurance.

On motion by Mr. Grant of Cumberland, the Senate voted to concur with the House.

H. D. 317: An Act to further amend Section 52 of Chapter 4 of the Revised Statutes as amended by Chapter 59 of the Public Laws of 1917 relating to certificates for reimbursement of towns for burial expenses of honorably discharged soldiers and sailors.

**Committee Reports**

Mr. Gannett for the committee on military affairs, on An Act to provide for the support of families of soldiers, sailors and marines (Senate No. 97), submitted the same in a new draft under the title of bill An Act to provide for the support of

dependents of soldiers, sailors and marines, and that it ought to pass.

Mr. Peacock for the committee on ways and bridges, on An Act to amend Section 1 of Chapter 319 of the Public Laws of 1915 as amended by Chapter 304 of the Public Laws of 1917, entitled An Act to provide for State and county aid in the construction of highway bridges (Senate No. 129), submitted the same in a new draft under the same title and that it ought to pass.

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

**Passed to be Engrossed**

H. D. 310: An Act to amend Section 18 of Chapter 86 of the Revised Statutes relating to service of certain kinds of writs.

H. D. 388: An Act to amend Chapter 142, Section 65, of the Revised Statutes, relating to the care of children of women committed to the Reformatory for Women.

H. D. 389: An Act to amend Chapter 143, Section 61 of the Revised Statutes, relative to the commitment of women to the Reformatory for Women.

H. D. 390: Resolve in favor of the Maine School for Feeble-Minded for maintenance for the years 1919 and 1920.

H. D. 391: Resolve in favor of the Maine School for Feeble-Minded, for additions and improvements for the years 1919 and 1920.

H. D. 392: Resolve, authorizing the treasurer of State to receive one \$1000 United States second Liberty loan, 4 per cent. bond, in full release and discharge of a legacy of \$1900, bequeathed to the Central Maine sanatorium by the will of the late John Prescott.

H. D. 393: An Act to amend Section 40 of Chapter 127 of the Revised Statutes, relating to prosecutions, how commenced and how conducted.

H. D. 394: An Act to amend Paragraph 7 of Section 55 of Chapter 91 of the Revised Statutes, relating to trustee process.

H. D. 395: Resolve, providing for a seal of the State.

The vote was reconsidered, on motion by Mr. Grant of Cumberland, whereby this resolve was passed to

be engrossed, and the same senator then offered Senate Amendment A.

**Senate Amendment A to H. D. 395**

Amend by striking out the words "one hundred and fifty" in the first line on page two, and inserting in place thereof the words "seventy-five."

The amendment was adopted and the bill was passed to be engrossed as amended.

H. D. 396: An Act to regulate the taking of smelts and tomcods in the waters of Whitten, Parrit stream, Tunk stream, in the town of Gouldsboro, Hancock county and all waters tributary to Steuben bay and Joys bay above Lobster Island Narrows in the town of Steuben, in Washington county.

H. D. 399: Resolve, authorizing the treasurer of State to receive the sum of \$500 bequeathed to the Central Maine Sanatorium by the will of the late Valora Chase.

H. D. 401: An Act to grant additional corporate power to the Maine Title and Utility Company.

H. D. 402: An Act to amend Sections one and two of Chapter 148 of the Revised Statutes, relating to State pensions.

H. D. 404: Resolve, in favor of the Maine School for the Deaf.

S. D. 211: An Act to amend Section 21 of Chapter 127 of the Revised Statutes, relating to sale of intoxicating liquors prohibited.

(Tabled by Mr. Deering of York, pending passage to be engrossed.)

S. D. 214: An Act to amend Section 16 of Chapter 59 of the Revised Statutes, relating to compensation of inspectors.

S. D. 215: Resolve, in favor of the town of Castine, for correcting an error in amount paid for State road work in the years 1917 and 1918.

S. D. 216: Resolve, in favor of the Madigan Memorial hospital on account of the care of certain persons during the year 1917.

S. D. 217: Resolve, reimbursing the town of Norridgewock for money expended for State paupers.

S. D. 220: An Act to regulate the

practice of the system, method or science of healing, known as osteopathy, creating a board of examination and registration for those desiring to practice the same, and providing penalties for violation of this act.

S. D. 222: An Act to provide for the building of public wharves and for the establishment of adequate port facilities and for the advancement of commerce.

S. D. 223: An Act to amend Section 104 of Chapter 16 of the Revised Statutes, relating to the reports of academies and private schools.

S. D. 224: An Act to amend Section 16 of Chapter 118 of the Revised Statutes increasing the registration fees of dealers in securities and their agents or salesmen.

S. D. 225: An Act to provide for the licensing of the sardine packers, to improve the quality of fish used for sardines, and to establish standards of measures for sardine herring.

**Finally Passed**

Resolve, in aid of navigation on Sebec Lake in Piscataquis county.

Resolve, in favor of the trustees of Hartland Academy for State aid for agricultural instruction for the years 1917 and 1918.

Resolve, authorizing Michael Burns to bring a suit at law against the State of Maine.

Resolve, in favor of the State school for Boys.

Resolve, in favor of the State school for Girls.

Resolve, in favor of Mary S. Hillman, of Island Falls, for State pension.

Resolve, in favor of Rachel Stanley of Paris for annual State pension.

Resolve, for extra pay to the Maine volunteers in the war with Spain.

**Passed to Be Enacted**

An Act to incorporate the Lubec and Machias Railway Company.

An Act to amend Section ten of Chapter 137 of the Revised Statutes, as amended by Chapter 203 of the Public Laws of 1917; also to amend Section 19 of said Chapter 137, relating to the appointment of probational officers.

An Act to enlarge the purposes and powers of the Utterback-Gleason Company, Incorporated, of Bangor, Maine.

An Act to secure information relating to the yearly cut of timber from the wild land townships.

An Act to amend Section 51 of Chapter 55 of the Revised Statutes, relating to the appointment of examiners to perform certain duties for the Public Utilities Commission.

An Act providing for the examination and review of historical matter for publication of which State aid is asked of the Legislature.

An Act to extend the charter of the Livermore Augusta Railway Company.

An Act to extend the charter of the R. and T. Cement Railroad.

An Act to amend Section 37 of Chapter 33 of the Revised Statutes, as amended by Chapter 219 of the Public Laws of 1917, relating to the protection of moose.

(Tabled by Mr. Metcalf of Piscataquis, pending passage to be enacted.)

An Act to amend Section 37 of Chapter 18 of the Revised Statutes, relating to penalty for practicing dentistry without certificate.

An Act to make valid municipal elections of the city of Rockland.

An Act to provide for a draft, when necessary, to maintain the minimum number required by law for organizations of the National Guard in time of peace.

An Act to amend Section 13 of Chapter 10 of the Revised Statutes, relating to the assessment of taxes on personal property.

An Act to amend Section 49 of Chapter 16 of the Revised Statutes, relating to the duties of superintendents of schools.

An Act to amend Section 79 of Chapter 82 of the Revised Statutes, relating to the superior court for the county of Cumberland.

An Act to amend Section 19 of Chapter 36 of the Revised Statutes, relating to analysis of commodities examined under the inspection laws.

An Act relating to sale of standing wood and timber on islands with-

in the limits of the Indian Reservation of the Penobscot Tribe of Indians.

An Act to amend Section 139 of Chapter 16 of the Revised Statutes as amended by Chapter 77 of the Public Laws of 1917, relating to the appropriation of industrial education.

An Act to authorize the Biddeford and Saco Water Company to issue bonds for refunding and other purposes.

An Act to authorize the county of Androscoggin to enlarge and repair the county building at Auburn in said county and erect a new building and to enlarge and construct safety vaults.

An Act to amend Section 67 of Chapter 56 of the Revised Statutes, relating to crossings.

An Act to incorporate the Skowhegan water district.

An Act to amend Section 51 of Chapter 4 of the Revised Statutes, as amended by Chapter 59 of the Public Laws of 1917, relating to the payment by the State of the burial expenses of honorably discharged soldiers and sailors.

An Act to authorize the Winterport Water Company to issue bonds for refunding and other purposes.

#### Orders of the Day

The PRESIDENT: Today assigned: H. D. 238, An Act to amend Sections 1, 10, 11 and 24 of Chapter 46 of the Revised Statutes, all relating to the survey and sale of wood, bark, coal, hoops, staves and lumber, tabled by the senator from Kennebec, Senator Cobb, pending its passage to be enacted.

On motion by Mr. Cobb the bill was passed to be enacted.

The PRESIDENT: The Chair lays before the Senate, An Act to abolish the common council of the city of Lewiston, recalled from the committee on engrossed bills pursuant to joint order.

On motion by Mr. Parent of Androscoggin, the vote was reconsidered whereby this bill was passed to be engrossed.

The same senator then offered Senate amendment C.

Senate Amendment C to S. D. 160.

Amend S. D. 160 by striking out all of Section 3, and by renumbering Sections 4 and 5 with the numbers 3 and 4 respectively.

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

The PRESIDENT: The Chair lays before the Senate H. D. 215, An Act to amend Sections 2 and 6 of Chapter 66 of the Public Laws of 1917, as amended by Chapter 244 of the Public Laws of 1917, relating to non-resident fishing licenses, which was recalled from the committee on engrossed bills by a joint order.

On motion by Mr. Metcalf of Piscataquis, the vote was reconsidered whereby this bill was passed to be engrossed.

The same Senator then offered Senate Amendment B to H. D. 215.

Senate Amendment B to H. D. 215

Amend the title to H. D. 215 by striking out the words "Sections two and" in the first line, and inserting in place thereof the word "Section."

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.

From the House: Resolve in favor of the town of Eagle Lake to reimburse said town for part of the excessive expenses incurred in the influenza and smallpox epidemic.

In the House that body insisted on the final passage of the bill, and asked for a committee of conference.

Mr. FOLSOM of Somerset: Mr. President, Senator Thornton being absent, I move that the bill lie on the table.

The motion was agreed to and the bill was tabled.

On motion by Mr. Baxter of Sagadahoc, the vote was reconsidered

whereby the Senate accepted the report of the committee on military affairs referring to the next legislature an Act to provide for the presentation of medals and testimonials to the soldiers and sailors who served in the European war.

On further motion by the same Senator the bill and the papers connected therewith were returned to the House.

On motion by Mr. Thombs of Penobscot the vote was reconsidered, taken this morning in concurrence with the House, referring the committee report on the distribution of insurance payable to an estate to the committee on mercantile affairs and insurance. H. D. 363.

Mr. THOMBS: Mr. President, I would like to inquire the present status of that matter.

The PRESIDENT: It comes to us as a committee report ought to pass. Pending its third reading in the House it was referred to the committee on mercantile affairs and insurance.

Mr. THOMBS: Mr. President, perhaps in order that we may be informed about the matter it better lie on the table, and I so move.

The motion was agreed to.

Mr. BAXTER of Sagadahoc: Mr. President, I wish to introduce the following order, out of order, and move its passage.

Ordered, the House concurring, that a joint committee consisting of two members of the Senate and three members of the House be appointed to consider and prepare a revision of the laws relating to savings banks and trust companies, and report to the next legislature by bill or otherwise. Said committee is authorized to sit after the adjournment of the present legislature and to employ such clerical assistance as it may require.

The order was passed and sent down for concurrence.

On motion by Mr. Metcalf of Piscataquis, S. D. 226. Resolve, in favor of the town of Porter, was taken from the table.

The Senator then yielded to the Senator from Oxford, Senator Stanley:

Mr. Stanley moved that the bill be passed to be engrossed as amended by Senate amendment A.

On motion by Mr. Grant of Cumberland, the bill was then tabled and assigned for tomorrow morning, pending passage to be engrossed.

On motion by Mr. Chick of Kennebec, H. D. 257, An Act to amend Sections 53, 54 and 55 of Chapter eight of the Revised Statutes, requiring a permit for the burning of brush or slash near woodlands, and providing for the better enforcement of the slash law, was taken from the table, and on further motion by the same Senator, House amendment A was adopted in concurrence, and the bill as amended was passed to be engrossed.

Mr. AMES of Washington: Mr.

President, I rise to a point of order. I notice in the Record of March 11, that there is a clerical error in the report. I am reported as making a long speech: "No." I would like to correct it.

The PRESIDENT: The senator from Washington, Senator Ames, takes exception to getting into the record on page 487, at the top of the right hand column, as follows: Mr. Butler said; "It has nothing to do further than those two years as mentioned?" Mr. Ames: "No." Senator Ames disclaims the credit of answering "No." This being a stenographic error I think the Chair will authorize the official reporter to make the necessary correction that the honor of the Senator from Washington may be defended to that extent.

On motion of Mr. Holt of Hancock, Adjourned until tomorrow morning at ten o'clock.