

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-Ninth Legislature

OF THE

STATE OF MAINE

1919

AUGUSTA
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SENATE

Saturday, March 29, 1919.

Senate called to order by the President.

Prayer by the Rev. A. F. Walch of Augusta.

Journal of previous session read and approved.

On motion by Mr. Chick of Kennebec, it was

Ordered, the House concurring, that when the Senate and House adjourn, they adjourn to meet Monday, March 31, at 4.30 o'clock in the afternoon.

Subsequently the Chair reported that the House had passed the order in concurrence.

Papers from the House disposed of in concurrence.

From the House: S. D. 245, An Act to provide for the fixing of salaries and wages of subordinates of the several departments of the State Government.

In the House, House amendment A was adopted.

Mr. BUTLER of Franklin: Mr. President, as I understand this amendment, it would bar the deputy clerks from being considered, and I think 't was the intent of the committee that they should be included with the others and their salaries arranged and adjusted by the Governor and Council, the same as all the others not termed as deputy clerks.

I move we insist and appoint a committee of conference.

The motion was agreed to and the Chair appointed as such committee on the part of the Senate, Messrs. Butler, Walker and Grant.

From the House: S. D. 257, An Act to amend sections of Chapter 45 of the Revised Statutes relating to the licensing of persons engaged in the lobster fisheries.

In the House Senate amendment A was rejected, and House amendment A was adopted, and the bill passed to be engrossed as amended.

On motion by Mr. Peacock of Washington, the bill with amendment was tabled.

House Bills in First Reading

An Act to assist in the commercial utilization of the dogfish.

On motion by Mr. Thornton of Aroostook, the rules were suspended, the bill was given its two readings and passed to be engrossed in concurrence.

Resolve in favor of Harry A. Fowles, secretary of the committee on school for feebleminded.

On motion by Mr. Grant of Cumberland, under suspension of the rules the resolve was read twice and passed to be engrossed in concurrence.

An Act to amend Chapter 72 of the Revised Statutes relating to cinematograph and moving pictures.

On motion by Mr. Butler of Franklin, under suspension of the rules, the bill was read twice and passed to be engrossed in concurrence.

An Act to amend Chapter 39 of the Private and Special Laws of 1915 increasing the salary of the recorder of the Sanford Municipal court.

On motion by Mr. Cobb of Kennebec, under suspension of the rules, the bill was read twice and passed to be engrossed in concurrence.

An Act additional to Chapter 8 of the Revised Statutes relating to the burning of brush (H. D. 462).

On motion by Mr. Thornton, of Aroostook, under suspension of the rules the bill was given its two readings, House amendment A was adopted in concurrence, and the bill as amended was passed to be engrossed in concurrence.

From the House: Majority report of the committee on sea and shore fisheries, ought not to pass, on an act to repeal so much of the Revised Statutes and act amendatory thereof as relating to granting lobster licenses.

Minority report of same committee, ought to pass, on the same bill.

On motion by Mr. Peacock of Washington the bill with accompany-

ing reports was tabled pending acceptance of either report.

Bills in First Reading

(The following bills and resolves, under suspension of the rules, were given their two several readings and were passed to be engrossed and sent down for concurrence.)

S. D. 259: An Act to defray the necessary expenses of an assessors' convention.

S. D. 260: An Act in relation to appropriations for the Maine State Library.

S. D. 261: An Act to amend Section 4, Chapter 37 of the Revised Statutes relating to the duties of the commissioner of agriculture.

S. D. 262: An Act to amend Chapter 24, Section 1, Public Laws of 1917, relating to the duties of the commissioner of inland fisheries and game.

S. D. 263: An Act to acquire the property of the People's Ferry Company and to provide for the operation by the State of a ferry between Bath and Woolwich in the Kennebec river.

S. D. 264: An Act authorizing the appointment of a state pension agent.

S. D. 265: An Act relating to the appropriation for the industrial accident commission.

S. D. 266: An Act in relation to the employment of clerks and necessary assistants by the superintendent of public printing.

S. D. 267: An Act to amend Section 41, Chapter 36 of the Revised Statutes, relating to analysis of feeding stuff, commercial fertilizers, etc.

S. D. 268: An Act to amend Chapter 215 of the Public Laws of 1917 to provide for payment of a bounty on bears killed in the State.

S. D. 269: An Act to amend Section 55 of Chapter 30 of the Revised Statutes as amended by Chapter 270 of the Public Laws of 1917, relating to the amount to be expended by the insurance commissioner in investigating fires.

S. D. 270: An Act to amend Section 72 of Chapter 82 of the Revised Statutes as amended by Chapter 283 of the Public

Laws of 1917, increasing the annual appropriation for the attorney general's department.

S. D. 271: An Act to provide for the upkeep, equipment and extensions for the several normal schools and the Madawaska Training school.

S. D. 272: An Act to provide an equalization fund for secondary schools.

S. D. 273: Resolve making an appropriation in favor of Sebago lake, Songo river, Bay of Naples, Chutes river and Long lake in Cumberland county.

S. D. 274: An Act to amend Section 55 of Chapter 82 of the Revised Statutes, relating to exceptions in civil and criminal cases.

S. D. 275: An Act to amend Section 7, Chapter 117 of the Revised Statutes, relating to compensation of judges upon retirement.

S. D. 276: An Act to increase the salary of the judge of the Bath municipal court.

S. D. 277: An Act to increase the salary of the recorder of the Bath municipal court.

S. D. 278: An Act to increase the amount allowed for clerk hire to the Lewiston municipal court.

S. D. 279: Resolve for the improvement of the State prison at Thomaston.

S. D. 280: Resolve in favor of the Maine State prison for maintenance and current expenses.

S. D. 281: An Act to incorporate the western branch of the Woman's Board of Missions.

S. D. 283: An Act additional to Chapter 145 of the Revised Statutes, relating to the commitment, observation and care of insane persons.

Reports of Committees

Mr. Aries for the committee on education, on An Act to provide Americanization education for persons engaged in industrial occupations, submitted the same in a new draft under the title of An Act to provide part-time and evening school classes for persons between the ages of 14 and 18 years employed in industrial establishments who have not completed the elementary school, and that it ought to pass.

The report was accepted and the bill tabled for printing under the joint rules.

Mr. Davies for the committee on judiciary, on House joint memorial No. 19 of the state of Oregon, reported same be placed on file.

The report was accepted and sent down for concurrence.

Mr. Dearth for the same committee, on Resolve amending Article IX of the constitution as amended by Article XXXV of the constitution, increasing the State debt limit (Senate No. 202), submitted the same in a new draft under the same title and that it ought to pass.

The report was accepted and the bill tabled for printing under the joint rules.

Mr. Thombs for the committee on legal affairs, on An Act to provide for cooperation with the United States in the settlement of returned soldiers, sailors and marines on State lands and lands acquired under this act; creating a soldier settlement board, defining its powers and duties and making an appropriation therefor (Senate No. 200), reported same ought to pass.

The report was accepted, and the bill was read twice under suspension of the rules.

Mr. Ames of Washington then offered Senate Amendment A to Senate Bill 200, and moved its adoption:

Senate Amendment A to Senate Bill No. 200

Section 1. Amend Section 3 of said act by striking out all of said section and enacting in place thereof the following:

Sec. 3. Two alternative plans for such cooperation are embodied herein, one in Section 7 and the other in Section 8, all other sections in this act contained being equally applicable to both said plans. In order to carry out the provision hereof there is hereby established a fund to be known as the Soldiers' Settlement Fund, by appropriation herein and hereafter made. For cooperation with the agencies of the United States there is hereby created a Soldiers' Settlement Board hereafter referred to as the Board, composed of the governor, the state auditor, the land agent and forest commissioner, the commissioner of agriculture, and the state superintendent of public

schools. The officers composing this Board shall receive no additional compensation on account of said services, but shall be paid their necessary and reasonable expenses incurred in the performance of their duties under this act. The state auditor shall act as secretary of the Board and prosecute and defend any suits or actions arising out of the discharge of their official duties. Three members shall constitute a quorum, which may exercise all the powers and authority conferred on the Board. The Board may employ and fix compensation of such other officers and assistants as it deems necessary to carry into effect the purposes of this act.

Sec. 2. Amend Section 13 of said act by striking out all of said section and enacting in place thereof the following:

Sec. 13. The Board shall report to the Legislature biennially giving a full statement of its operations and shall also make investigations regarding the subjects with which it is authorized to deal, and make recommendations for legislation. The Board shall furnish a copy of its report to the secretary of the interior.

The amendment was adopted and the bill with amendment was tabled and the amendment ordered printed.

The same senator for the same committee, on An Act to amend Section 7 of Chapter 303 of the Public Laws of 1917, relating to the farm lands loan commissioners of Maine (Senate No. 195), submitted the same in a new draft under the same title, and that it ought to pass.

Mr. Gurney for the same committee, on Resolve, amending Chapter 109 of the Resolves of 1917, relating to lists of automobile registrations, submitted the same in a new draft under the title of Resolve, repealing Chapter 109 of the Resolves of 1917, relating to lists of automobile registrations, and that it ought to pass.

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

Mr. Thombs for the same committee, on An Act to create the office of purchasing agent and to prescribe the powers and duties thereof (Senate No. 126), that the same be referred to the next Legislature.

The report was accepted and sent down for concurrence.

Mr. Lord for the committee on public utilities, on An Act repealing provisions of law relating to paving and construction of streets and highways and removal of snow therefrom by street railroad companies and conferring jurisdiction upon the public utilities commission, submitted the same in a new draft under the title of An Act to amend Section 31 of Chapter 58 of the Revised Statutes of 1916, relating to the regulation as to the use of streets by street railroads, and that it ought to pass.

The report was accepted and the bill tabled for printing under the joint rules.

Mr. Grant for the committee on salaries and fees, on An Act to amend Paragraph 1 of Section 23 of Chapter 117 of the Revised Statutes, increasing the salary of the state librarian, reported same ought not to pass.

The same senator for the same committee, on An Act to amend Chapter 117, Section 17 as amended by the Public Laws, Chapter 199 of 1917, relating to the state auditor, reported same ought not to pass.

The same senator for the same committee, on An Act to amend Section 2 of Chapter 147 of the Revised Statutes, relating to the state board of charities and corrections as amended by Chapter 80 of the Public Laws of 1917, reported same ought not to pass.

The reports were accepted and sent down for concurrence.

Majority report of the committee on sea and shore fisheries, on An Act additional to Chapter 45 of the Revised Statutes, relating to the sea and shore fisheries, and prohibiting the transportation of lobsters beyond the limits of the state, except by common carrier, until a permit for said purpose is issued by the commis-

sion of sea and shore fisheries (Senate No. 210), that the same ought to pass.

(Signed) PEACOCK.
P. W. STEVENS.
P. W. JORDAN.
STACEY.
HOLT.
WYMAN.
CLEMENT.

Minority report of the same committee on the same bill that the same ought not to pass.

(Signed) COLE.
PERKINS.
FULLER.

On motion by Mr. Peacock of Washington, tabled pending acceptance of either report.

Mr. Peacock for the same committee, on An Act to amend Chapter 293 of the Public Laws of 1917, entitled An Act to create a commission of sea and shore fisheries (House No. 437), that the same ought to pass.

Report was accepted, and under suspension of the rules the bill was read twice and passed to be engrossed.

The same senator for the same committee, on An Act to establish the Maine Fisheries Biological Station (Senate No. 219), reported same ought not to pass.

The same senator for the same committee, on An Act for the better protection of alewives in the waters of this state (Senate No. 196), reported same ought not to pass.

The same senator for the committee on ways and bridges, on Resolve in favor of the People's Ferry Company for maintenance, reported same ought not to pass as the subject matter is covered by another bill.

The same senator for the same committee, on Resolve in favor of a bridge across the Allagash river in Allagash plantation in Aroostook county, reported same be referred to the next legislature.

The reports were accepted and sent down for concurrence.

The following committees submitted their

Final Reports

Insane Hospitals.

Legal Affairs.

Mercantile Affairs and Insurance.

Public Utilities.

Finally Passed

Resolve for the repair and construction of roads.

Resolve for the repair and construction of roads and bridges and for other purposes.

Passed to Be Enacted

An Act to amend Sections 60 and 61 of Chapter 9 of the Revised Statutes, relating to the taxation of savings banks.

Orders of the Day

On motion by Mr. Ames of Washington, S. D. 200, An Act to provide for cooperation with the United States in the settlement of returned soldiers, sailors and marines on State lands and lands acquired under this act; creating a soldiers' settlement board, defining its powers and duties and making an appropriation therefor, was taken from the table, and on further motion by the same senator the bill was passed to be engrossed as amended.

Mr. PEACOCK of Washington: Mr. President, I move that we take from the table S. D. 257, relating to the licensing of lobster fishermen. By re-

quest of Mr. Wilbur, the legal attorney for the sea and shore fisheries commission, I offer Senate Amendment A, as he stated for the purpose of making a better defined and clearer law. He stated that Section 31 makes a double penalty. This amendment was accepted in the Senate and went to the House where it was rejected. I have looked this matter over carefully and I believe that we should accept the action of the House

The motion was agreed to, and on further motion by the same senator Senate Amendment A was indefinitely postponed, House Amendment A was adopted in concurrence, and the bill as amended was passed to be engrossed.

The PRESIDENT: The Chair would appoint as the committee on banks and banking, as provided by joint order passed by both branches a few days ago, the senator from Sagadahoc, Senator Baxter, and the senator from Kennebec, Senator Gannett. The House has appointed Representatives Eaton, Fagan and Murchie.

On motion by Mr. Walker of Somerset, adjourned until next Monday, March 31, at 4.30 o'clock in the afternoon.