

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eightieth Legislature

OF THE

State of Maine

1921

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HOUSE

Monday, March 21, 1921.

The House met according to adjournment and was called to order by the Speaker.

Prayer by Rev. Mary L. Hadley of Hallowell.

Journal of previous session read and approved.

Papers from the Senate disposed of in concurrence.

From the Senate: A communication from His Excellency, the Governor, which was read and ordered placed on file in the House on Friday of last week, now comes from the Senate referred in that branch to the committee on Legal Affairs in non-concurrence.

On motion by Mr. Crabtree of Island Falls, the vote of the House was reconsidered, whereby this communication was placed on file, and on further motion by the same gentleman, the House voted to recede and concur with the Senate in its reference of the communication to the committee on Legal Affairs.

Senate Bills on First Reading

Senate 124: An Act to incorporate the Telephone Workers' Credit Union.

Senate 112: Resolve reimbursing St. Mary's General Hospital of Lewiston for services rendered in the care of certain persons during the year 1919. (Tabled by the Speaker.)

Senate 127: An Act additional to and amendatory of, Chapter 32 of the Revised Statutes, as amended by Chapter 125 of the Public Laws of 1919, relative to the licensing of public exhibitions and amusements.

Senate 80: Resolve providing for the purchase of reports of the Centennial celebration of the Maine State Bar Association.

Senate 128: An Act to amend Section 21 of Chapter 117, of the Revised Statutes, increasing the salary of the commissioner of agriculture.

Senate 126: An Act to amend Sec-

tion 10 of Chapter 117 of the Revised Statutes, as amended by Chapter 31 of the Public Laws of 1919, relating to salaries of reporters of Supreme Judicial Court.

Senate 123: An Act to amend Section 53 of Chapter 3 of the Revised Statutes, as amended by Chapter 111, of the Public Laws of 1919, requiring a permit for the burning of brush or slash near woodlands. (Tabled pending its third reading, on motion by Mr. Bragdon of Perham.)

From the Senate: An Act to provide for return and cleansing of ice cream and sherbet containers, House Doc. No. 157.

This bill was passed to be engrossed in the House, and now comes from the Senate passed to be engrossed in that branch as amended by Senate Amendment "A", in non-concurrence.

On motion by Mr. Holley of North Anson, the rules were suspended and the vote was reconsidered whereby this bill was passed to be engrossed.

On further motion by the same gentleman, Senate Amendment "A" was adopted.

On further motion by the same gentleman, the bill was then passed to be engrossed as amended by Senate Amendment "A," in concurrence.

From the Senate: Majority and minority reports of the committee on sea and shore fisheries, on Bill, An Act to amend Chapter 45, Section 35 of the Revised Statutes, relating to legal size of lobsters and method of measurement, majority reporting "ought not to pass," and minority reporting a new draft under title of "Bill, An Act relating to the legal length of lobsters in the county of York and the waters thereof," and that the same be referred to the committee on sea and shore fisheries.

Mr. Baker of Steuben moved that the majority report be accepted.

The motion was agreed to.

Mr. LUQUES of Kennebunk: Mr. Speaker, I have understood that this matter was advertised for a hearing

before the committee on Wednesday of this week.

The SPEAKER: Perhaps the gentleman from Steuben, Mr. Baker, can inform the Chair whether or not the report before it has been accepted, has been advertised for hearing.

Mr. BAKER of Steuben: I understand, Mr. Speaker, in the Senate on Friday, a motion was carried recommending a portion of this bill relating to York county to the committee for further hearing in reference to the nine-inch law as applicable to York county.

The SPEAKER: The Chair will entertain any motion by the House.

Mr. Luques then moved that both reports be laid upon the table

The SPEAKER: Does the gentleman from Kennebunk suggest a motion to reconsider the vote whereby the majority report was accepted?

Mr. LUQUES: Yes, Mr. Speaker.

On motion by Mr. Luques of Kennebunk, the vote was reconsidered whereby the majority report was accepted, and on further motion by the same gentleman, the bill was tabled, pending the acceptance of either report.

From the Senate: An Act to amend Section 51 of Chapter 33 of the Revised Statutes, as amended by Chapter 219 of the Public Laws of 1917, and by Chapters 196 and 249 of the Public Laws of 1919, relating to the placing of bear traps.

In the House, this bill was passed to be engrossed and passed to be enacted, and now comes from the Senate passed to be engrossed as amended by Senate Amendment "A," in non-concurrence.

The Speaker stated that Senate Amendment "A" was purely a formal amendment.

On motion by Mr. Weatherbee of Carroll, the votes were reconsidered whereby this bill was passed to be enacted and passed to be engrossed.

Senate Amendment "A" was then adopted, and on further motion by Mr. Weatherbee the bill was passed

to be engrossed as amended by Senate Amendment "A."

From the Senate: An Act to amend Section 55 of Chapter 33 of the Revised Statutes as amended by Chapter 219 and Chapter 244 of the Public Laws of 1917, and by Chapter 62 of the Public Laws of 1919, relating to protection of game birds.

This bill comes from the Senate passed to be engrossed as amended by Senate Amendment "A," in non-concurrence.

The Speaker stated that Senate Amendment "A" was purely a formal amendment.

The SPEAKER: In the absence of the sponsors of this bill, it will be laid upon the table.

The following bills, petitions, etc., were received, and upon recommendation of the committee upon Reference of Bills, were referred to the following committees:

Banks and Banking

By Mr. Cole of Eliot: An Act relating to the taxation of shares of stock of trust companies organized under the laws of this State and banking institutions formed under the laws of the United States. (500 copies ordered printed, on motion by Mr. Wing of Auburn.)

Judiciary

By Mr. Cole of Eliot: An Act to amend Section 20 of Chapter 68 of the Revised Statutes, relating to administration without bond.

Legal Affairs

By Mr. Murray of Portland: An Act to amend Paragraph VII of Section 98 of Chapter 4 of the Revised Statutes, relating to gasoline tanks placed within the limits of highways.

By the same gentleman: An Act to prohibit the use of spraying machines in the painting or repainting of buildings.

Military Affairs

By Mr. Boothby of Saco: Petition of Annie Wilson and others in favor of the State paying burial expenses of soldiers and sailors.

Ways and Bridges

By Mr. Granville of Parsonsfield: An Act to provide additional funds for the maintenance of State and State aid highways.

By the same gentleman: Resolve appropriating money for the purchase, maintenance and repair of bridges.

Orders

On motion by Mr. Varney of Jonesboro, to be read

ORDERED: That the committee on Education be allowed the use of the Hall of Representatives for its hearing on Thursday, March 24th, 1921.

Reports of Committees

Mr. Wood from the committee on Education, on Resolve in favor of Ella A. Stover of Bluehill, Hancock county, State of Maine, for teacher's pension, reporting that the same ought not to pass.

Mr. Barwise from the committee on Education on Bill "An Act to amend Sections 169, 170, 171, 172, 173, 174, 175, 176 and 177 of Chapter 16 of the Public Laws of the State of Maine relating to teachers' pensions," reported that the same be referred to the next Legislature." (Tabled pending acceptance of the report on motion by Mr. Rounds of Portland.)

Mr. Houghton from the same committee reported "ought not to pass" on Resolve providing a teacher's pension for Addison A. Littlefield of Bucksport.

Same gentleman from same committee reported same on Resolve in favor of Mary E. S. McKeen of Swanville for a teacher's pension.

Mr. Towne from the same committee reported same on Resolve to grant a pension to Ida E. Davis of Dixmont.

Same gentleman from same committee reported same on Resolve in favor of Marinda P. Norton of Augusta, for a teacher's pension.

Mr. Trefethen from same committee reported same on Resolve providing teacher's pension for Josie B. Paine.

Same gentleman from same committee reported same on Resolve providing teacher's pension for John E. Small.

Mr. Varney from same committee reported same on Bill "An Act to provide for instruction in fire protection in the public schools."

Same gentleman from same committee reported same on Resolve in favor of Remi A. Daigle of Madawaska, Aroostook county, State of Maine, for teacher's pension.

Same gentleman from same committee reported same on Resolve in favor of Melville C. Smart for a teacher's pension.

Mr. Wood from the same committee reported the same on Resolve in favor of Louise D. Mayhew in lieu of teacher's pension.

Same gentleman from same committee reported same on Resolve in favor of Fannie S. Marble of Ripley for teacher's pension.

Mr. Hinkley from the committee on Judiciary reported the same on Bill "An Act to include ice in the bill relating to profiteering."

Reports were read and accepted and sent up for concurrence.

Mr. Chandler from the committee on Agriculture on Bill "An Act to amend Section 10 of Chapter 46 of the Revised Statutes as amended by Chapter 74 of the Public Laws of 1919, relating to putting coal or coke up in bags or packages," reported same in a new draft under title of "An Act to amend Section 10 of Chapter 46 of the Revised Statutes as amended by Chapter 74 of the Public Laws of 1919, relating to the weight and sale of coal," and that it "ought to pass."

Mr. Barwise from the committee on Education reported "ought to pass" on Bill "An Act to provide for the acceptance of the benefits of an Act by the Senate and House of Representatives of Congress assembled entitled 'An Act to provide for the promotion of vocational rehabilitations of persons disabled in industry and otherwise, and their return to civil employment,' and to provide for the administration of the same."

Mr. Cordwell from the same committee reported the same on Bill "An Act to amend Section 139 of Chapter

16 of the Revised Statutes as amended, relating to the appropriation of industrial education."

Mr. Varney from the same committee reported the same on Bill "An Act to amend Section 82 of Chapter 16 of the Revised Statutes relating to free high schools."

Same gentleman from same committee reported same on Resolve to reimburse the town of Oakfield for two-thirds secondary school tuition.

Same gentleman from same committee on Bill "An Act to amend Section 85 of Chapter 16 of the Revised Statutes as amended by Chapter 229 of the Public Laws of 1917 and by Chapter 96 of the Public Laws of 1919 increasing tuition paid by towns for secondary school pupils," reported same in a new draft under title of "An Act to amend Sections 85 and 86 of Chapter 16 of the Revised Statutes as amended by Chapter 229 of the Public Laws of 1917, Chapter 96 of the Public Laws of 1919 and Chapter 103 of the Public Laws of 1919 providing for an increase in the amount of tuition to be paid by towns for secondary school pupils and in the amount of State aid for the same."

Mr. Maher from the Committee on Judiciary on Bill "An Act to create the Belgrade Lakes Village Corporation reported same in a new draft under same title and that it "Ought to pass."

Mr. Gardiner from the same committee reported "Ought to pass" on Bill "An Act to amend the law relating to profiteering."

Mr. Weeks from the Committee on Legal Affairs on Bill "An Act to amend Section 51 of Chapter 82 of the Revised Statutes relating to trial terms of the Supreme Judicial Court as amended by Chapter 227 of the Public Laws of 1917" reported same in a new draft under title of "An Act to amend so much of the paragraph of Chapter 82, Section 51, of the Revised Statutes as relates to the holding of trial terms of the Supreme Judicial Court for the coun-

ty of Sagadahoc," and that it "Ought to pass."

Mr. Baker from the Committee on Sea and Shore Fisheries on Bill "An Act to repeal Chapter 91 of the Private and Special Laws of 1919 relating to the use of trawls and nets within certain waters" reported same in a new draft under title of "An Act to amend Section 1 of Chapter 91 of the Private and Special Laws of 1919 relating to the use of trawls and nets within certain waters" and that it "Ought to pass."

Reports were read and accepted and the Bills and Resolves ordered printed under the joint rules.

First Reading of Printed Bills and Resolves

House 324: An Act to require the filing with Town and City Clerks of clean bills of health by persons filing certificates of intentions of marriage.

(Tabled by Mr. Farnsworth of Caribou, pending second reading.)

House 326: An Act to establish the Western Washington Municipal Court.

House 327: An Act relating to life insurance for minors and the surrender of such insurance.

House 328: An Act to protect the bee industry of the State of Maine.

House 329: An Act to repeal Chapter 18 of the Resolves of 1917, relating to animal industry.

House 333: An Act additional to Chapter 33 of the Revised Statutes, as amended, relating to ice fishing in China Lake, including that portion of said lake known as Mud Pond, which lake is situated in the town of China and in the town of Vassalboro, in the county of Kennebec.

House 334: An Act additional to Chapter 33 of the Revised Statutes, as amended, relating to night fishing in certain waters in Kennebec county.

House 335: An Act to amend Section 74 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 196 of the Public Laws of 1919,

relating to night hunting of skunks and raccoons.

House 336: An Act to amend Section 86 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 244 of the Public Laws of 1917 and by Chapter 142 of the Public Laws of 1919, relating to the disposition of money collected under the provisions of the Inland Fish and Game Laws.

House 343: An Act relating to the Pennamaquin Power Company.

House 344: An Act relating to municipal elections in the town of Houlton.

(Tabled pending second reading by the Speaker.)

House 345: An Act to amend Section 35 of Chapter 11 of the Revised Statutes, requiring monthly settlements by tax collector.

House 346: An Act governing the conduct of maternity hospitals.

House 347: An Act to regulate the taking of alewives in the town of Surry.

House 348: An Act to amend Section 70 of Chapter 8 of the Revised Statutes relative to forest fire fighters in the Maine Forestry District.

House 349: An Act to establish game preserves or sanctuaries in the State of Maine.

House 350: An Act to amend Section 16 of Chapter 129 of the Revised Statutes, making same applicable to the Reformatory for Women, Reformatory for Men, State School for Girls, and State School for Boys.

House 351: An Act for the better enforcement of payment of poll taxes.

House 354: An Act to amend Section 18 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 196 of the Public Laws of 1919, relating to the protection of fish.

House 355: An Act to incorporate the So. Portland High School District.

House 320: Resolve in favor of the Maine State Prison for maintenance and current expenses.

House 330: Resolve in favor of R. Lyle Hodgkins for damages sustained

in building the State Hospital at Bangor.

House 331: Resolve in favor of Dr. J. Willis J. Marion of Calais for medical services to Frank Frances, a member of the Passamaquoddy Tribe of Indians, now deceased.

House 332: Resolve in favor of C. H. Thompson of Calais for board and lodging of Mary Socktoma, a member of the Passamaquoddy Tribe of Indians, during her illness.

The SPEAKER: The House has heard several resolves given their first reading; several resolves have gone further than that point and have been passed to be engrossed which did not have incorporated within them the suggestion of the appropriations from which the funds are to be taken. It is suggested that all resolves should show the appropriation from which the money is to be taken, and it is suggested that it would be very helpful if the committees should understand that every resolve should contain the suggested provision, because this amendment, if an amendment is necessary, should be attached to the resolve before it has been passed to be engrossed. Earlier during this afternoon's session, the Chair tabled one or two measures. Practically all of these last resolves which have been read do not refer to the fund from which the money is to be taken, and gentlemen who are interested in these measures, or gentlemen who know that other members are interested in these measures, those members being absent this afternoon, would confer a favor upon those interested and would expedite the work of the House if they would prepare their amendments and have them in readiness to be offered at the time of the second reading of these resolves.

House 337: Resolve appropriating money for lighting the narrows between Lower and Upper Richardson Lakes.

House 338: Resolve to aid in navigation on the Lower Lakes.

House 339: Resolve in aid of navigation on Lewy, Long and Big Lakes.

House 340: Resolve in aid of navigation of Schoodic Grand Lake in Washington County.

House 341: Resolve repealing Resolve for the maintenance of the Blaine House.

House 342: Resolve to aid navigation on Moosehead Lake.

Passed to Be Engrossed

Senate 120: An Act to repeal the Act incorporating the town of Hurricane Isle.

Senate 121: An Act to amend Chapter 294 of the Laws of 1917, relating to seizure and forfeiture of vehicles carrying intoxicating liquors intended for illegal sale.

Senate Doc. No. 122: An Act to amend Chapter 127 of the Revised Statutes, prohibiting the manufacture of intoxicating liquors so that said Chapter will be in harmony with the Federal Law.

House Doc. No. 45: An Act to provide for the earlier payment of the annual excise tax by railroad companies and express companies. (Title amended by Committee on Bills in the Third Reading to "An Act amendatory of and additional to Chapter 9 of the Revised Statutes, relating to the assessment and payment of excise taxes.")

House Doc. No. 312: An Act to amend Section 22 of Chapter 5 of the Revised Statutes, relative to the compensation of Boards of Registration.

House Doc. No. 313: An Act to amend Section 8 of Chapter 325 of the Private and Special Laws of 1897, as amended by Chapter 150 of the Private and Special Laws of 1915 and as further amended by Chapter 198 of the Private and Special Laws of 1917, increasing the salary of the Recorder of the Municipal Court of Waterville.

House Doc. No. 314: An Act to amend Chapter 53 of Section 55. Paragraph 5 of the Revised Statutes, relating to insurance on glass.

House Doc. No. 315: An Act relating to licenses for lightning rod agents.

(Title amended by Committee on

Bills in the Third Reading to "An Act to amend Section 35 of Chapter 44 of the Revised Statutes relating to licenses for lightning rod agents.")

House Doc. No. 316: An Act to establish the fiscal year of the State.

House Doc. No. 317: An Act to extend the charter of the Boothbay Harbor Water District.

House Doc. No. 318: An Act authorizing towns to elect certain Municipal Officers by secret ballot.

House Doc. No. 319: An Act amending Section 33 of Chapter 83 of the Revised Statutes, relating to the giving of counsel by a Municipal or Police Judge.

House Doc. No. 321: An Act to amend Chapter 117, Section 17 of the Revised Statutes relating to the salary of the State Auditor.

House Doc. No. 322: An Act to increase the salary of the Adjutant General.

(Title amended by Committee on Bills in the Third Reading to "An Act to amend Section 26 of Chapter 117 of the Revised Statutes relating to the salary of the Adjutant General.")

Senate Doc. No. 79: Resolve in favor of Manzie I. Rogers for building highways in the town of Searsport. (Tabled pending the acceptance of the report of the Committee on Bills in third reading, on motion by Mr. Holley of North Anson.)

Senate Doc. No. 114: Resolve to reimburse the town of Rumford.

House Doc. No. 311: Resolve providing for the improvement of the State Prison at Thomaston.

House Doc. No. 323: Resolve to reimburse the town of St. Albans for the overpaid tax to the State of Maine.

Orders of the Day

On motion by Mr. Granville of Parsonsfield, House Doc. No. 298, Bill, An Act for the preservation, perpetuation and increase of the forests of Maine, was taken from the table.

The pending question being third reading of the bill,

Mr. Granville then yielded to the gentleman from Augusta, Mr. Viles.

On motion by Mr. Viles, the bill then received its third reading and was passed to be engrossed.

On motion by Mr. Cole of Eliot, the vote was reconsidered whereby the House on Friday of last week, passed to be enacted, Bill, An Act relating to York county issuing bonds.

On further motion by the same gentleman, the bill was tabled pending its passage to be enacted.

On motion by Mr. Cole of Eliot, the vote was reconsidered whereby the House on Friday of last week, passed to be enacted, Bill, An Act to incorporate the York County Bar Association.

On further motion by the same

gentleman, the bill was then tabled pending its passage to be enacted.

The SPEAKER: The Chair will at this time announce the members of the House or the personnel of the Conference Committee on the part of the House on the disagreeing action of the two branches on Bill, An Act relating to bounties on bears, and thereupon the Chair appoints as such committee, the gentleman from Carroll, Mr. Weatherbee, the gentleman from Presque Isle, Mr. Wilson and the gentleman from Orono, Mr. Perkins.

On motion by Mr. Phillips of Orrington,

Adjourned until tomorrow at ten o'clock.