

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Legislative Record

OF THE

Eightieth Legislature

OF THE

State of Maine

1921

AUGUSTA
KENNEBEC JOURNAL PRINT
1921

ERRATA:

**The following errata are
inserted because one or more pages
in this session day have errors
noticed and corrected here.**

ERRATA

Page 154, column	1, line 17, for Chapter "199" read "198."
" 163, "	2, after order by Mr. Winter, read "Tabled on motion of Mr. Buzzell of Belfast."
" 174, "	1, line 8, for "Lewiston" read "Rockland."
" 194, "	1, " 24, for "Sewall" read "Newall."
" 197, "	2, " 50, for "insurance" read "issuance."
" 267, "	2, " second Act referred to Inland Fisheries and Game was referred to Judiciary Committee.
" 305, "	1, " 42, for "Boys" read "Girls."
" 305, "	1, " 45, "H. 169" should read "H. 165."
" 511, "	2, " 2, for "H. 106" read "H. 160."
" 586, "	1, " 13, for "St. Albans" read "St. Agatha."
" 591, "	2, " 23, for "1919" read "1909."
" 602, "	2, " 12, for "enacted" read "engrossed."
" 617, "	1, " 46, for "322" read "332."
" 650, "	2, " 31, for "H. 336" read "H. 366."
" 662, "	2, " 26, for "Barrington" read "Harrington."
" 692, "	2, " 35, for "H. 236" read "H. 336."
" 694, "	1, " 2, for "S. 154" read "S. 155."
" 716, "	2, " 3, for "Mr. Perham" read "Mr. Bragdon of Perham."
" 772, "	1, " 24, for "same" read "Committee on Appropriations and Financial Affairs."
" 869, "	1, " 50, insert "Finally passed."
" 902, "	1, " 24, for "Clark" read "Barton."
" 902, "	1, " 40, for "S. 185" read "S. 184."
" 928, "	1, " 51, for "343" read "243."
" 949, "	1, " 43, for "Merton's" read "Martin's."
" 954, "	1, " 44, insert "ought not to pass."
" 958, "	2, " 20, for "179" read "181."
" 958, "	2, " 28, for "178" read "179."
" 967, "	2, " 49, for "S. D. 198" read "S. D. 180."
" 981, "	2, " 10, for "\$300" read "\$300,000."
" 1000, "	2, " 47, for "Portland" read "Biddeford."
" 1005, "	2, " 42, for "salaries" read "selection."
" 1142, "	1, " 40, for "H. D. 465" read "H. D. 456."
" 1169, "	2, " 2, for "Fogg" read "Forbes."
" 1191, "	2, lines 3 and 11, for "engrossed" read "enacted."
" 1191, "	2, line 20, for "finally passed" read "passed to be enacted."
" 1191, "	2, lines 31, 40, 48, for "engrossed" read "finally passed."
" 1211, "	2, " 12 and 13, "National Guard" should read "Nash and Viles."
" 1280, "	1, line 14, for "bald" read "bomb."
" 1321, "	1, " 35, for "lighting Long and Big Lakes" read "Lewy, Long and Big Lakes."
" 1373, "	2, " 42, for "Arthur B. Forbes" read "Arthur E. Forbes."
" 1376, "	2, " 14, for "S. D. 161" read "S. D. 167."
" 1409, "	2, " 36, for "Chapter 178" read "Chapter 238."

HOUSE

Saturday, April 2, 1921.

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

Prayer by Chaplain Frank L. Phalen of National Soldiers Home.

Journal of previous session read and approved.

Papers from the Senate disposed of in concurrence.

From the Senate: The following communication:

April 1, 1921.

To Clyde R. Chapman, Clerk of the House of Representatives of the Eightieth Legislature.

Sir:

The Governor of the State having returned to the Senate

"Resolve in favor of the Austin W. Jones Company of Veazie, Maine, reimbursing it for property destroyed by fire"

with his objections to the same: the Senate proceeded to vote on the question

"Shall the Resolve be passed notwithstanding the objections of the Governor?"

A yea and nay vote was taken; 50 Senators voting in the affirmative and 16 in the negative and accordingly the resolve failed to receive a passage.

Respectfully,

(Signed) L. ERNEST THORNTON,
Secretary of the Senate.

Comes from the Senate, read and placed on file.

In the House, on motion by Mr. Buzzell of Belfast, placed on file in concurrence.

From the Senate: Bill, An Act to provide for State aid to towns in the maintenance and repair of bridges.

Comes from the Senate read twice and passed to be engrossed.

In the House, on motion by Mr. Belmore of Princeton the rules were suspended and the bill received its three several readings and was passed to be engrossed in concurrence.

From the Senate: Bill, An Act to permit the reissue of bonds of the Maine Military Service Loan retired under the provisions of Section 6 of Chapter 264 of the Public Laws of 1919.

Comes from the Senate read twice and passed to be engrossed.

In the House, on motion by Mr. Wilson of Presque Isle the rules were suspended and the bill received its three several readings and was passed to be engrossed.

From the Senate: Final report of the committee on Agriculture and the committee on Commerce.

In the House read and accepted in concurrence.

Senate Bills in First Reading

Senate 179: Resolve to purchase 500 copies of the Public Letters of John Fairfield.

(On motion by Mr. Wadsworth of Winthrop, the rules were suspended and this resolve was given its two several readings and passed to be engrossed.)

Senate 178: Resolve appropriating money for the purpose of obtaining information in regard to wild lands for the purposes of taxation.

(On motion by Mr. Wadsworth of Winthrop, the rules were suspended and the resolve was given its two several readings and passed to be engrossed.)

Resolve appropriating money for the retracing and defining of the lines of the public lots.

(On motion by Mr. Wadsworth of Winthrop, the rules were suspended, and the resolve given its two several readings and passed to be engrossed.)

Senate 182: Resolve providing for the care, support and medical or surgical treatment of dependent persons in or by certain charitable and benevolent institutions and organizations not owned or controlled by the State, and for other purposes.

(On motion by Mr. O'Connell of Milinocket, the rules were suspended, and the resolve given its two several readings and passed to be engrossed.)

Senate 184: Resolve to reimburse the town of Prentiss for sheep and poultry killed by dogs and wild animals in 1919.

(On motion by Mr. Smith of Waterboro, the rules were suspended, and the resolve given its two several readings.)

On motion by Mr. Rounds of Portland, tabled pending passage to be engrossed.

From the Senate: Report of the committee on Inland Fisheries and Game on Bill "An Act for the better protection of ducks and geese in the waters of Merrymeeting Bay and its tributaries," reported same in a new draft under title of "An Act for the better protection of ducks and geese in the waters of Merrymeeting Bay, in the counties of Cumberland and Sagadahoc, and tributaries thereof, except Kennebec river, within one mile of the waters of said Merrymeeting Bay," and that it "ought to pass."

Comes from the Senate report read and accepted, bill read twice and passed to be engrossed.

In the House, on motion by Mr. Cram of Portland, tabled pending acceptance of the report.

Senate Bills in First Reading (Continued)

Senate 183: An Act to consolidate the library laws.

(On motion by Mr. Maher of Augusta, the rules were suspended, and the bill received its three several readings and was passed to be engrossed.)

Senate 185: Resolve for maintenance and improvement of the State Park in Augusta.

(On motion by Mr. Maher of Augusta, the rules were suspended and the resolve given its two several readings and passed to be engrossed.)

Senate 191: An Act to amend Section 1 of Chapter 109 of the Private and Special Laws of 1919, relating to the salary of judge of the Bath municipal court.

(On motion by Mr. Smith of Water-

boro, the rules were suspended and the bill given its three several readings and passed to be engrossed.)

From the Senate: Report of Committee on Salaries and Fees on Bill, An Act to amend Section 16 of Chapter 117 of the Revised Statutes, as amended by Chapter 196 of the Public Laws of 1917, to increase the salary of the State Treasurer, reported same in a new draft under same title, and that it "ought to pass."

Comes from the Senate report read and accepted, bill read twice and passed to be engrossed.

In the House report accepted in concurrence, and on motion by Mr. Maher of Augusta, tabled pending first reading.

From the Senate: Report of the Committee on Salaries and Fees on Bill, An Act to amend Section 27 of Chapter 117 of the Revised Statutes, relating to the salary of superintendent of public buildings, reported same in a new draft, under same title, and that it "ought to pass."

Comes from the Senate report read and accepted, bill read twice and passed to be engrossed.

In the House report accepted in concurrence, and on motion by Mr. Maher of Augusta, tabled pending first reading.

Senate Bills in First Reading (Continued)

Senate 190: An Act to amend Section 10 of Chapter 293 of the Public Laws of 1917, relating to the per diem of Sea and Shore Fisheries wardens.

(On motion by Mr. Rounds of Portland, the rules were suspended, and the bill given its three several readings and passed to be engrossed.)

Senate 187: An Act to amend the charter of the Northern Cumberland Municipal Court.

(On motion by Mr. Bragdon of Westbrook, the rules were suspended, and the bill received its three several readings and was passed to be engrossed.)

Senate 186: An Act to amend Section 121 of Chapter 4 of the Revised Statutes, relating to application for license to build or extend fish weirs.

(On motion by Mr. Harriman of Prospect, the rules were suspended and the bill given its three several readings and passed to be engrossed.)

Senate 173: An Act authorizing Elliottsville Plantation to build and maintain its roads and bridges, and to raise money for the same.

(On motion by Mr. Gerrish of Lisbon, the rules were suspended, and the bill received its three several readings and was passed to be engrossed.)

Senate 172: An Act to authorize the State Highway Commission to take over for construction and maintenance all roads on Indian Township.

(On motion by Mr. Case of Lubec, the rules were suspended and the bill given its three several readings and passed to be engrossed.)

From the Senate: Bill, An Act granting to J. Fred Sawyer of Greenville, Piscataquis county, Me., so much of the bed of Moosehead Lake as is necessary for the support of his building in said Greenville. This was passed to be engrossed in the House, February 15.

Comes from the Senate indefinitely postponed in non-concurrence.

In the House, tabled by the Speaker.

From the Senate: Resolve proposing an amendment to Section 5, Article 4, Part 1, of the Constitution, as amended by the twenty-third amendment, relative to absent voting. This was passed to be enacted in the House March 22, having been passed to be engrossed March 15.

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

In the House, on motion by Mr. Viles of Augusta, the votes were reconsidered whereby this resolve was

finally passed and passed to be engrossed. On further motion by the same gentleman, Senate Amendment "A" was adopted in concurrence; and on further motion by the same gentleman the bill was passed to be engrossed as amended by Senate amendment "A" in concurrence.

From the Senate: Report of the Committee on Appropriations and Financial Affairs on resolve in favor of the Public Utilities Commission to take care of expenses provided for under Chapter 117, Section 31, Chapter 1, and Chapter 24, Sections 34 to 38 of the Revised Statutes, reporting "ought to pass."

Comes from the Senate, report read and accepted and the bill passed to be engrossed as amended by Senate Amendment "A."

In the House, report accepted in concurrence and bill tabled pending adoption of Senate Amendment "A."

From the Senate: Report of the Committee on Legal Affairs on bill An Act to amend Section 19 of Chapter 80 of the Revised Statutes relative to proceedings where husband or wife refuse to join in conveyances, reporting same in a new draft under title of "An Act to amend Section 1 of Chapter 176 and Paragraph 4 of said Section of the Revised Statutes, relating to the sales of real estate by license of court, and that it "ought to pass."

Comes from the Senate report read and accepted and the bill passed to be engrossed as amended by Senate Amendment "A."

In the House, on motion by Mr. Bartlett of Waterville, the rules were suspended, and the bill was given its three several readings, and passed to be engrossed as amended by Senate Amendment "A" in concurrence.

From the Senate: Bill, An Act to divide the town of Wells and incorporate the town of Ogunquit. This was indefinitely postponed in the House, March 30.

Comes from the Senate, House Amendment "A" rejected, and bill passed to be engrossed.

In the House, tabled by the Speaker.

From the Senate: Resolve authorizing Austin W. Jones Company to bring suit at law against the State of Maine.

In the Senate its passage to be engrossed was reconsidered, Senate Amendment "A" was read and adopted, and as amended by Senate Amendment "A," it was passed to be engrossed.

In the House, on motion by Mr. Dunning of Charleston, the action of that body whereby the resolve was finally passed was reconsidered.

Mr. MAHER of Augusta: Mr. Speaker, I rise to a point of order, and ask for a ruling, whether or not we can reconsider our vote whereby we finally passed that resolve in view of the fact, of which we must take judicial notice, that the Government has vetoed same.

The SPEAKER: The Chair will state that the papers that come to the Speaker's desk include the original resolve which was passed through to final passage, and also a resolve in new draft, the finding of the minority of the committee on Judiciary. In the Senate and Executive Chamber, the majority report passed to a conclusion. Whereupon the Senate adopted the minority report, the resolve in new draft. The record of the House showing the acceptance of the majority report, it is the ruling of the Chair that a motion to reconsider that action is maintainable. The question then is, should the House reconsider the question coming up on the minority report of the committee. All those in favor of reconsidering will say "aye."

A viva voce vote being taken, the House voted to reconsider its action whereby this resolve was passed to be engrossed. On motion by Mr. Dunning of Charleston, under suspension of the rules, it was voted to reconsider the action heretofore taken whereby the House adopted the majority report. On further motion by the same gentleman, a viva voce vote being taken, the minority

report "ought to pass" in a new draft was adopted.

Thereupon the Chair read Senate Amendment "A," after which it was adopted in concurrence.

On motion by Mr. Dunning of Charleston, the rules were suspended, and the resolve received its two several readings and was passed to be engrossed as amended by Senate Amendment "A" in concurrence.

Mr. Maher of Augusta introduced the following order out of order, and moved its passage:

Ordered, that Senate Document No. 155, An Act to amend Chapter 132 of the Laws of 1919, entitled An Act to create the Maine Water Power Commission, be recalled from the committee on Engrossed Bills for the purpose of amendment.

The order received passage.

On motion by Mr. Maher the rules were suspended and the action of the House was reconsidered whereby this bill was passed to be engrossed, and that gentleman offered House Amendment "A," amending the bill by striking out Section 2 and numbering Sections 3, 4, 5 and 6 of said bill, so that said sections are numbered 2, 3, 4 and 5 respectively.

Mr. MAHER: Mr. Speaker, I will state in reference to that that it is purely clerical.

The SPEAKER: This is an amendment rendered necessary by striking out from the bill a provision relative to legal counsel, which stricken out portion in the printing was retained in the draft contrary to the intent.

The amendment was adopted; and the bill as amended by House Amendment "A" was passed to be engrossed.

The following resolves and remonstrances were received and upon recommendation of the committee on Reference of Bills were referred to the following committees:

Placed on File

By Mr. Belliveau of Waterville: Remonstrance of W. P. Chipman and 22 others against the passage of House

Bill No. 388, An Act regulating the sale of liquor in Maine.

By Mr. Smith of Ludlow: Remonstrance of L. R. Allen against same.

Appropriations and Financial Affairs

By Mr. Forbes of Paris: Resolve in favor of Benjamin A. Swasey, clerk to the committee on State Sanatoriums.

By Mr. Rounds of Portland: Resolve in favor of Anne M. Clancy.

By Mr. Peaslee of Thomaston: Resolve in favor of E. W. Peaslee, secretary of State Prison committee, for expenses incurred by committee on visit to prison, February 14, 1921.

Reports of Committees

Mr. Varney from the committee on Education on Petition of David W. Hoyt and 643 other students of the University of Maine in regard to appropriation for maintenance and deficit of the university, reported that the same be placed on file.

Mr. Buzzell from the committee on Judiciary reported "ought not to pass" on Bill "An Act to reimburse the county commissioners for services incurred at public meetings away from the county seat."

Reports read and accepted and sent up for concurrence.

Mr. Maher from the committee on Judiciary reported "ought to pass" on Bill "An Act to amend Section 2 of Chapter 5 of the Revised Statutes relating to qualification of voters."

(Tabled by Mr. Rounds of Portland, pending acceptance of report.)

Mr. Gardiner from the committee on Judiciary reported "ought not to pass" on Resolution calling upon the people of this State to display the national colors annually on Mothers' day, the second Sunday of May, in honor of the homes of our State and country.

Mr. Gardiner from the same committee on Bill "An Act to amend Section 2 of Chapter 111 of the Revised Statutes to provide that women shall not be required to serve on juries," reported that legislation thereon is inexpedient.

Mr. Varney from the Committee

on Education on certain Petitions in favor of Bill to establish the State School Fund and to provide for the apportionment of the same reported that the same be placed on file.

Mr. Gardiner from the Committee on Judiciary and Ways and Bridges on communication from the State Highway Commission showing location and mileage, dates of contracts, type of surface and cost per mile of State highways built in 1920, reported that the same be placed on file.

Same gentleman from same Committee on Communications from the State Highway Commission with reference to estimated total cost of garage now being constructed in Augusta, reported that the same be placed on file.

Same gentleman from same Committees on State Auditor's report on cost of garage of the State Highway Commission, reported that the same be placed on file.

Same gentleman from same Committees reported "Ought not to pass" on Bill, "An Act to regulate the use of motor vehicles with solid tires."

Same gentleman from same Committees reported same on Bill "An Act to license moving of motor vehicles to make repairs thereon."

Same gentleman from same Committees reported same on Bill "An Act to amend Section 32 of Chapter 26, Revised Statutes, relating to motor vehicles."

Same gentleman from same Committees reported same on Bill "An Act relating to the operation of slow moving vehicles."

Same gentleman from same Committees reported same on Bill "An Act relating to mirrors on motor trucks."

Mr. Mason from the Committee on Legal Affairs reported the same on Bill "An Act to incorporate the Waterville Junior High School District."

Mr. Brewster from same Committee on Bill "An Act to confer certain additional powers upon the municipal officers of cities and towns concerning buildings, the in-

tensity of use of lot areas, the classification of buildings, trades and industries with respect to location and regulation, the creation of residential, industrial, commercial and other districts and the exclusion from and regulation within such districts of classes of buildings, trades and industries, reported that same be referred to the next Legislature.

Mr. Weeks from the same Committee on Resolve declaring the University of Maine to be a State institution, reported that legislation thereon is inexpedient.

Reports read and accepted and sent up for concurrence.

Mr. Mason from the Committee on Legal Affairs and Labor reported "Ought not to pass" on Bill "An Act to amend Chapter 350 of the Public Laws of 1915 relative to the hours of employment of women and minors."

(Tabled by the Speaker, pending acceptance of the report).

Mr. Brewster from the Portland Delegation reported "ought not to pass" on Bill "An Act entitled 'An Act conferring certain additional powers on the city of Portland, namely, the power to establish a municipal ferry to Peaks Island in Portland Harbor.'"

Mr. Woodruff from the Committee on Temperance reported the same on Bill "An Act regulating the sale of liquor in Maine."

Mr. Case from the Committee on Ways and Bridges reported the same on Bill "An Act to extend the provisions of the law requiring the removal of trees, shrubs, bushes and woods from the sides of highway."

Reports were read and accepted and sent up for concurrence.

Mr. Gardiner from the Committee on Judiciary on Bill An Act to amend Section 14, Paragraph 1, Chapter 10 of the Revised Statutes, relating to the taxation of personal property, reported same in a new draft under same title, and that it "ought to pass."

The report was accepted.

On motion by Mr. Maher of Augusta the rules were suspended and the bill

given its three several readings and passed to be engrossed.)

Mr. Murchie from the committee on Judiciary on Bill, An Act to amend Section 5 of Chapter 111 of the Revised Statutes, relative to the number of names in the jury box, reported same in a new box, under same title, and that it "ought to pass."

The report was accepted.

(On motion by Mr. Maher of Augusta the rules were suspended and the bill given its three several readings and passed to be engrossed.)

Mr. Mason from the committee on Legal Affairs on Bill, An Act providing a labor lien on manufactured lumber reported same in a new draft, under same title, and that it "ought to pass."

The report was accepted.

On motion by Mr. Buzzell of Belfast, the rules were suspended and the bill received its two several readings.

(On motion by Mr. Moody of York, the rules were further suspended, and the bill received its third reading, and was passed to be engrossed.)

Mr. Weeks from the committee on Legal Affairs on Bill An Act to punish bomb outrages and black hand activities reported same in a new draft, under same title and that it "ought to pass."

The report was accepted.

(On motion by Mr. Viles of Augusta, the rules were suspended and the bill received its two several readings. On motion by Mr. Gagne of Lewiston, the rules were further suspended, and the bill received its third reading and was passed to be engrossed.)

The SPEAKER: The Chair takes from the table the bill just tabled by it relative to employment of women and minors. The report of the committee was "ought not to pass" and is it the pleasure of the House to accept the report?

The report was accepted, and sent up for concurrence.

Majority Report of the committee on Legal Affairs and Labor on Bill "An Act amending the Public Laws of 1915, Chapter 350 entitled 'An Act

relative to the hours of employment of women and children" reporting same in a new draft under title of "An Act amending Section 1 of Chapter 350 of the Public Laws of 1915, entitled 'An Act relative to the hours of employment of women and minors.'"

Report was signed by the following members:

Messrs. GARCELON of Androscoggin,
 BEMIS of Somerset,
 —of the Senate.
 WEEKS of Fairfield,
 BREWSTER of Portland,
 DOYLE of Biddeford,
 FAGAN of Portland,
 SMITH of Skowhegan,
 O'CONNELL of Millinocket,
 MAXWELL of East Livermore,
 ROGERS of Rockland,
 MURRAY of Portland,
 —of the House.

Minority Report of the same committee reporting "ought not to pass" on the same bill.

Report was signed by the following members:

Messrs. THOMPSON of Knox,
 SPENCER of York,
 MORISON of Penobscot,
 THOMBS of Penobscot,
 —of the Senate.
 MASON of Ellsworth,
 WILLARD of Sanford,
 HUSSEY of Blaine,
 SMITH of Waterboro,
 CARROLL of Norway,
 —of the House.

(Tabled by the Speaker, pending acceptance of either report.)

Report of the joint standing committee on redistricting the State into councillor districts beg leave to report according to the bill which they presented, and that the same "ought to pass." The report was signed by Messrs. Maxwell of East Livermore, Buzzell of Belfast and Viles of Augusta, sub-committee for the regular joint standing committee, as follows:

Resolved, that for the years 1923 to and including the year 1932, the State is hereby divided into seven council-

lor districts, each of which districts shall be entitled to one councillor to be chosen in the manner provided by the Constitution and laws of the State as follow:

First District: York, 1923 and 1924; 1927 and 1928; 1931 and 1932. Oxford, 1925 and 1926; 1929 and 1930.

Second District: Androscoggin, 1925-1926; 1929 and 1930; 1931 and 1932. Franklin, 1927 and 1928. Sagadahoc, 1923 and 1924.

Fourth District: Kennebec, 1927 and 1928; 1929 and 1930; 1931 and 1932. Somerset, 1923 and 1924; 1925 and 1926.

Fifth District: Hancock, 1925 and 1926; 1927 and 1928. Knox, 1929 and 1930. Waldo, 1923 and 1924. Lincoln, 1931 and 1932.

Sixth District. Penobscot, 1925 and 1926; 1927 and 1928; 1929 and 1930; 1931 and 1932. Piscataquis, 1923 and 1924.

Seventh District: Aroostook, 1927 and 1928; 1929 and 1930; 1931 and 1932. Washington, 1923 and 1924; 1925 and 1926.

The report was accepted, and on motion by Mr. Dunning of Charleston the rules were suspended, and the resolve given its two several readings and passed to be engrossed.

First Reading of Printed Bills

House 452: An Act to regulate religious worship in the public schools.

House 451: An Act to amend Section 110 of Chapter 4 of the Revised Statutes, relating to payment of damages done by dogs and wild animals to domestic animals.

(On motion by Mr. Farnsworth of Caribou, the rules were suspended, and the bill given its third reading.)

On motion by Mr. Hunton of Oakland, the bill was tabled, pending passage to be engrossed.

House 453: An Act to amend Section 24 of Chapter 219 of the Public Laws of 1917, and Sections 10 and 75 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 244 of the Public Laws of 1917, and Section 26 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 244 of the Public Laws of 1917, and Chapter

196 of the Public Laws of 1919 and Section 81 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 196 of the Public Laws of 1919 and Section 51 of Chapter 219 of the Public Laws of 1917, as amended by Chapters 196 and 249 of the Public Laws of 1919, and Sections 27 and 59 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 244 of the Public Laws of 1917, and by Chapter 196 of the Public Laws of 1919, and Section 46 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 133 of the Public Laws of 1919, relating to inland fisheries and game.

(On motion by Mr. O'Connell of Milinocket, the rules were suspended, and the bill given its third reading and passed to be engrossed.)

Mr. MAHER of Augusta: Mr. Speaker, I move to reconsider the vote whereby we accepted the majority report, ought not to pass, on bill an act relative to homogenized ice cream, and my purpose in doing that is not to take advantage of anybody who is absent. I shall ask to have my motion to reconsider laid on the table and taken up later. My reason for doing it, if I may state it, is that there has been, it seems to me, an unfortunate, regrettable hiatus in the stenographic report as it appears in the morning paper, whereby I fear a very grave injustice has been done to the opponents of the measure, in that all debate in support of the homogenizers as opposed to the proponents to the bill has been omitted, the case of the proponents being reported in the paper in full, but I think that the omission should be supplied by the complete stenographic report.

The SPEAKER: The Chair will state that under the rules a motion to reconsider must be made within 24 hours, or at the next succeeding session. There is, however, another method by which notice can be given, and that is a three days' notice that he is going to reconsider. The gentleman from Augusta (Mr. Maher) if the Chair understands, makes the statement that he now proposes to make a motion to reconsider and

then place the motion to reconsider upon the table, to be taken up later. If the gentleman from Augusta will prepare an order that the papers be returned from the Senate, they will arrive in due time at the Speaker's desk.

Mr. MAHER: Mr. Speaker, I can simplify the matter very much. I did not know where the papers were and I thought that perhaps that method, which was not unprecedented, would be the natural way. I will simply withdraw the motion to reconsider and give notice that I will move to reconsider. This being the succeeding day, that will cover the proposition.

The SPEAKER: In that event, it could not come up until Wednesday. The Chair would assume that the House would prefer you to proceed under your former course. The Senate is still in session, the House will shortly take a recess, more or less long, with the idea of facilitating printing, if anything further comes from the Senate. Now the motion of the gentleman from Augusta is, as the Chair understands it, withdrawn, and that gentleman now gives notice under the rules that he will later move to reconsider. Does the Chair properly interpret the situation?

Mr. MAHER: Technically, the status of the motion as I intended it to be was, to reconsider the vote whereby the majority report was accepted.

The SPEAKER: That motion cannot be considered in the absence of the papers. If that motion is to be made, the Chair rules that the gentleman must prepare an order, and we will get the papers; and if it can be attended to as well later in the day, the Chair will declare a recess.

On motion by Mr. Wing of Auburn, it was voted to take from the table, House Document No. 282, An Act limiting the salaries and fees of certain city and town officers, tabled yesterday by that gentleman, pending assignment for third reading.

Mr. WING: Mr. Speaker, I now offer House Amendment "B" to House

Amendment "A," and I will say that it is acceptable to the gentleman who has this measure in charge; and I yield to the gentleman from Portland (Mr. Rounds).

Mr. ROUNDS of Portland: It is perfectly acceptable to me.

Thereupon Mr. Wing offered House Amendment "B" to House Amendment "A" as follows:

House Amendment "A" is hereby amended by adding after the word "city" in the first line thereof, the words "of forty thousand inhabitants and over."

The SPEAKER: The Chair would state that as it understands the parliamentary situation, House Amendment "A" has been adopted. Therefore the substance of House Amendment "A" is now incorporated in the bill, and House Amendment "B" to the bill should be offered, or the House, if it saw fit, could move to reconsider. The gentleman could make either motion.

On motion by Mr. Wing of Auburn, the House voted to reconsider its action whereby House Amendment "A" was adopted; on further motion by the same gentleman, House Amendment "B" to House Amendment "A" was offered.

On motion by Mr. Varney of Jonesboro, the bill and amendment were tabled, pending adoption of the amendment.

On motion by Mr. Maher of Augusta, the House recessed until 11 A. M.

AFTER RECESS

The SPEAKER: We are proceeding under orders of the day, and out of order.

On motion by Mr. Wadsworth of Winthrop, it was voted that the rules be suspended and the action of the House whereby Bill, An Act to ratify, confirm and make valid the increase of bonds issued under the provisions of Chapter 264 of the Public Laws of 1919, known as the Maine Military Service Loan, was passed to be engrossed, be reconsidered. Thereupon

that gentleman offered House Amendment "A" as follows:

Amend by striking out the word "heretofore," being the third word in Section 1 of said act.

The amendment was adopted, and the bill having had its three several readings, was passed to be engrossed as amended by House Amendment "A."

Placed on File

By Mr. Clarke of Stonington: Petitions of Leroy C. Cross and 51 others; Mrya T. Mills and 90 others; Charles C. Wood and 76 others; and Leslie C. Stinson and 29 others all of Stoning in favor of Bill An Act to establish State School Fund, and provide apportionment of same.

Mr. Bennett from the committee on Insane Hospitals presented out of order report of that committee on Resolve in favor of the Bangor State Hospital for maintenance during the years 1921, 1922 and 1923, reporting the same in new draft, under same title, and that it "ought to pass."

The report was accepted.

(On motion by Mr. Hunton of Oakland, under suspension of the rules, the resolve was given its two several readings.)

Tabled by the Speaker, pending passage to be engrossed, and 500 copies ordered printed.

Mr. Small from the committee on Interior Waters on Bill, An Act to amend Chapter 188 of the Private and Special Laws of 1915, relating to conferring additional rights and powers upon the East Branch Improvement Company, reported the same in new draft under the same title and that it ought to pass.

Report was accepted.

(On motion by Mr. Small of Brewer, the rules were suspended, and the bill given its three several readings and passed to be engrossed.)

Mr. Viles from the committee on Taxation reports "ought not to pass" on Bill An Act requiring an excise tax or license tax to be paid on all gasoline sold at retail in this State.

(Tabled by Mr. Maher of Augusta, pending acceptance of the report.)

On motion by Mr. Wadsworth of Winthrop, it was voted to take from the table Resolve in favor of the Public Utilities Commission to take care of expenses provided for under Chapter 117, Section 31, Chapter 55, Section 1, and Chapter 24, Sections 34 to 38 of the Revised Statutes. On further motion by the same gentleman, Senate Amendment A was adopted in concurrence; and on further motion by the same gentleman, the bill as amended by Senate Amendment A was passed to be engrossed in concurrence.

Paper from the Senate disposed of in concurrence.

From the Senate: Report of the committee on Judiciary on Bill, An Act to incorporate the Howland Village Corporation, reporting same in new draft, under title of an act to incorporate the Howland Sewerage and Water District, and that it "ought to pass."

Comes from the Senate, report read and accepted, bill read twice and passed to be engrossed.

In the House on motion by Mr. Twombly of Howland, the rules were suspended, and the bill was given its three several readings and passed to be engrossed in concurrence.

From the Senate: Report of the joint committees on Judiciary and Military Affairs on Bill, An Act prohibiting sports on Memorial Day, reporting same in new draft under title of "An Act prohibiting public games and amusements on Memorial Day," and that it "ought to pass."

Comes from the Senate, report read and accepted, bill read twice and passed to be engrossed.

In the House, the report was accepted in concurrence.

(Speaker reads new draft of bill.)

On motion by Mr. Spear of Rock-

port, the House voted to reconsider its action just taken, whereby the report was accepted, and on further motion by the same gentleman, the matter was tabled, pending acceptance of the report.

From the Senate: Bill, An Act additional to Chapter 33 of the Revised Statutes, as amended, relating to night fishing in certain waters in Kennebec county. This was passed to be engrossed in the House, March 22.

Comes from the Senate passed to be engrossed as amended by Senate amendment "A" in non-concurrence.

(Senate amendment "A" read by the Clerk.)

On motion by Mr. O'Connell of Millinocket, the rules were suspended, and the action of this House whereby this bill was passed to be enacted and passed to be engrossed was reconsidered. On further motion by the same gentleman, Senate Amendment "A" was adopted in concurrence; and on further motion by the same gentleman, the bill as amended by Senate amendment "A" was passed to be engrossed in concurrence.

From the Senate: Bill, An Act to amend Chapter 238 of the Public Laws of 1919, relative to Workmen's Compensation. This was passed to be engrossed in the House as amended by House amendment "A."

Comes from the Senate passed to be engrossed as amended by Senate Amendment "A" and House Amendment "A."

(Senate Amendment "A" read by the Clerk.)

On motion by Mr. Maher of Augusta, the bill and amendment were tabled.

On motion by Mr. Maher of Augusta, it was voted to take from the table, Senate Document 198, bill, An Act to amend Section 27 of Chapter 117 of the Revised Statutes, relating to the salary of the superintendent of public buildings; on further motion

by the same gentleman the rules were suspended, and the bill received its three several readings and was passed to be engrossed.

On motion by Mr. Patterson of Industry,
Adjourned until 10 o'clock Monday morning.