

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Third Legislature

OF THE

STATE OF MAINE

1927

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

SENATE

Friday, March 4, 1927

Senate called to order by the President.

Prayer by the Rev. Carl N. Garland of Augusta.

Journal of previous session read and approved.

On motion by Mr. Carter of Androscoggin, out of order and under suspension of the rules, it was

Ordered, the House concurring, that when the Senate and House adjourn they adjourn to meet Tuesday afternoon, March 8th, at four-thirty o'clock.

Sent down for concurrence.

Subsequently the foregoing order came back from the House read and passed in concurrence.

Papers from the House disposed of in concurrence.

From the House: An Act granting to Charles H. Scott the right to maintain a ferry across Eggemoggin Reach in Hancock County. (H. D. 147).

(In Senate, February 23, passed to be engrossed in concurrence).

In the House, that body having reconsidered its action whereby the bill was passed to be engrossed, having adopted House amendment A, and having passed the bill to be engrossed as amended by House Amendment A in non-concurrence.

In the Senate:

The PRESIDENT: Does any Senator care to hear House Amendment A read?

Mr. GRANVILLE of York: I would like to hear it read, Mr. President.

(The Secretary read House Amendment A).

Thereupon, the Senate reconsidered its former action whereby this bill was passed to be engrossed, House Amendment A was adopted in concurrence and the bill as so amended was passed to be engrossed in concurrence.

From the House: The Majority of the Committee on Judiciary, on An Act relating to advertising signs

along public ways, (S. D. 11) reported that the same ought to pass.

(Signed) MAHER
OAKES
DUDLEY of Calais
PATTERSON of Castine
WING of Kingfield
ALDRICH
WING of Auburn

The minority of the same Committee, on the same subject matter, reported ought not to pass.

(Signed) HALE
CARTER
BARTLETT

In the House, the bill indefinitely postponed.

Mr. OAKES of Cumberland: Mr. President, I move that this matter lie upon the table pending consideration.

The motion to table prevailed.

Mr. CARTER of Androscoggin: Mr. President, I would like to ask through the Chair if the Senator from Cumberland, Senator Oakes will designate a time certain for the disposition of the matter which has just been tabled by him.

The PRESIDENT: The Senator from Cumberland, Senator Oakes may reply if he wishes to.

Mr. OAKES: Mr. President, I will assign next Wednesday morning at ten o'clock.

The Senate so voted

From the House: The Committee on Mercantile Affairs and Insurance, on An Act relating to insurance upon lives of directors, officers, agents and employes of corporations and prescribing what shall constitute evidence of due authority for all corporate actions with reference thereto (H. D. 7) reported the same in a new draft, under the same title (H. D. 287) and that it ought to pass.

In the House, the report was accepted, and the new draft subsequently indefinitely postponed.

In the Senate:

Mr. WOODS of Penobscot: Mr. President, I move that this bill lie upon the table.

Mr. CARTER of Androscoggin: Mr. President, may I ask the Senator, (Mr. Woods of Penobscot) through the Chair to assign a day certain?

Mr. WOODS: I will assign next Wednesday morning, Mr. President.

The motion to table and assign prevailed.

From the House: The Committee

on Taxation, on An Act relating to the excise tax on railroads (H. D. 23) reported that the same ought to pass.

In the House, passed to be engrossed as amended by House Amendment A.

On motion by Mr. Harriman of Kennebec, tabled pending consideration and next Wednesday assigned.

Mr. ROBERTS of York: Mr. President, will you please have read the report of the Committee on the Act relating to enlarging a public cemetery or burying ground (H. D. 90)?

(The Secretary read the report of the Committee on Judiciary, the report being "ought not to pass.")

From the House: The Committee on Legal Affairs, on an act relative to passes on Common Carriers for Public Utilities Commission (H. D. 168), reported that the same ought to pass.

In the House, the report was read and accepted.

Report read and accepted in concurrence.

In the Senate:

Mr. CARTER of Androscoggin: Mr. President, I move that this bill be tabled pending acceptance of the report.

The PRESIDENT: The Chair has declared the report accepted. Does the Senator wish to move to reconsider the vote?

Mr. CARTER: Yes, Mr. President, I would move to reconsider. I had thought that I had spoken before the gavel fell.

The motion to reconsider prevailed and on further motion by the same senator the bill was tabled pending acceptance of the report.

Mr. BUZZELL of Oxford: Mr. President, would it be in order at this time to move reconsideration of an action this morning or would it be better to wait until Orders of the Day?

The PRESIDENT: It will make it easier for those who keep the records if the Senator (Mr. Buzzell of Oxford) will hold it until Orders of the Day?

From the House: The Committee on Library, on Resolve for the purchase of 125 copies of the History of the Town of Dresden (H. D. 179) reported that the same ought to pass.

In the House, reported read and accepted.

In the Senate, the report was accepted in concurrence and on motion by Mr. Foster the resolve was tabled pending first reading.

The following bills, resolves, petitions, etc., were received and on recommendation by the committee on reference were referred to the following committees:

Agriculture

By Mr. Slocum of Cumberland, An Act to regulate the sale of ice cream by weight. (S. P. 394.)

(500 copies ordered printed.)

Sent down for concurrence.

Inland Fisheries and Game

By Mr. Crafts of Piscataquis, An Act to regulate camping within the limits of game preserves, or sanctuaries. (S. P. 395.)

(500 copies ordered printed.)

By the same senator, An act relating to the employment of guides by non-residents. (S. P. 396.)

(500 copies ordered printed.)

..Sent down for concurrence.

Judiciary

By Mr. Oakes of Cumberland, An Act regulating speed at intersecting ways. (S. P. 397.)

(500 copies ordered printed.)

By Mr. Bond of Lincoln, An Act to authorize the issuance of bonds for construction of State Highways conditioned upon an amendment of the Constitution increasing the amount of bonds issued for State Highways and Bridges. (S. P. 407.)

(500 copies ordered printed.)

Sent down for concurrence.

Legal Affairs

By Mr. Oakes of Cumberland, An Act relating to application for registration of a motor vehicle. (S. P. 398.)

(500 copies ordered printed.)

By Mr. Morrison of Franklin, An Act to amend Section 55 of Chapter 2 of the Revised Statutes Relating to the Secretary of State. (S. P. 399.)

(500 copies ordered printed.)

By Mr. Dwinal of Knox, An Act relating to the Crime of Arson and Punishment. (S. P. 400.)

(500 copies ordered printed.)

Sent down for concurrence.

Sea and Shore Fisheries

By Mr. Dunbar of Hancock presented remonstrance of Raymond

Rackliffe and 22 others (S. P. 401); remonstrance of Augustus C. Heansler and 20 others (S. P. 402); remonstrance of John D. Trefethen and 85 others (S. P. 403); remonstrance of Everett L. Littlejohn and 86 others (S. P. 404); remonstrance of Ellis R. Joyce and 37 others (S. P. 405); remonstrance of N. F. Marshall and 29 others (S. P. 406); against passage of act abolishing the Commission of Sea and Shore Fisheries. Sent down for concurrence.

Bills in First Reading

Resolve, in favor of the Pownal State School for Additions and Improvements. (S. D. 169.)

Reports of Committees

Mr. Dwinal, from the Committee on Legal Affairs, on bill An Act to repeal acts incorporating Fort Kent Village Corporation. (S. D. 29.) reported that legislation is inexpedient.

Mr. Morrison, from the same Committee, on bill An Act relating to the appointment of public administrators. (S. D. 63.) reported that the same ought not to pass.

The Committee of Conference, on the disagreeing action of the two branches of the Legislature, on bill An Act to amend Section 1 of Chapter 97 of the Revised Statutes relative to right to erect and maintain mill dams and to divert water by a canal for mills. (S. D. 62) reported a recommendation that the same be referred to the Committees on Public Utilities, Judiciary and Interior Waters, jointly.

The report was read and accepted and sent down for concurrence.

Mr. Lord, from the Committee on Agriculture, on bill An Act to assent to the purpose and provisions of An Act of the Congress of the United States entitled "An Act to authorize the more complete endowment of agricultural experiment stations, and for other purposes" (S. P. 234) reported that the same ought to pass.

Mr. Foster, from the Committee on Appropriations and Financial Affairs, on Resolve to reimburse Recess Committee for expenses (S. P. 328) reported that the same ought to pass.

Which reports were severally read and accepted and the bill and resolve ordered printed under the joint rules.

Mr. Holmes, from the Committee on Legal Affairs, on bill "An Act to amend Section 27 of Chapter 84 of the Revised Statutes of Maine relating to Applicants for admission to the Bar of this State" (S. P. 152) (S. D. 65) reported that the same ought to pass.

The bill was read once, and Tuesday, March 8th, assigned for second reading.

Passed to be Engrossed

Resolve in favor of the Bangor State Hospital. (S. D. 152)

Resolve, in favor of the Augusta State Hospital. (S. D. 153)

An Act, to regulate fishing in Bowler Pond in Palermo, in the county of Waldo. (S. D. 159)

Mr. BRAGDON of Aroostook: Mr. President, I move that the bill now lie on the table.

Mr. FOSTER of Kennebec: Mr. President, I will ask the Senator from Aroostook, Senator Bragdon, through the Chair, to designate a day certain for the consideration of the matter.

The PRESIDENT: The Senator from Aroostook (Senator Bragdon) may reply if he desires.

Mr. BRAGDON: I will assign next Wednesday, Mr. President.

The motion to table and assign prevailed.

Resolve, providing for a State Pension for Lewis F. Ryan of Guilford (H. D. 271)

An Act to Enable the Home for Aged Men to Hold Property up to One Million Dollars. (H. D. 277)

Resolve, in favor of Highmoor Farm, in the Town of Monmouth. (H. D. 278)

Resolve, Making Appropriation for the Support and Maintenance of the Maine Agricultural Experiment Station. (H. D. 279)

Resolve, in Favor of Scientific Investigation in Agriculture in Aroostook County. (H. D. 280)

Resolve, in Favor of Animal Husbandry. (H. D. 281)

An Act to Incorporate the Union River Railroad Company. (H. D. 283)

An Act to Provide for the Retirement of Firemen in the City of Augusta, upon Half Pay. (H. D. 284)

Resolve, in favor of the Town of Leeds for Reimbursement for Money

Expended in Rebuilding a Bridge. (H. D. 286)

An Act Relating to Close Time on Scallops. (H. D. 285)

An Act Relating to the Property of Extinct or Disbanded Congregational Churches, Parishes or Societies. (H. D. 289)

Orders of the Day

The President laid before the Senate the following communication:

“HOUSE OF REPRESENTATIVES
CLERK'S OFFICE
Washington, D. C.

February 28, 1927.

The President of the Senate,
State Legislature,
Augusta, Maine.

Dear Sir:

I have the honor to transmit in accordance therewith copy of a Concurrent Resolution of the Congress of the United States inviting the cooperation of the Executives and Legislatures of the several States and Territories of the United States with the United States Commission for the Celebration of the Two Hundredth Anniversary of the Birth of George Washington.

Very respectfully,

WM. TYLER PAGE

Clerk of the House of Representatives, U. S.”

The Report was read and ordered placed on file.

Further papers from the House disposed of in concurrence.

On motion by Mr. Buzzell of Oxford, the Senate reconsidered its former action whereby An Act to Regulate the manufacture, distribution, sale and commercial use of cosmetics (H. D. 309), was referred to the Committee on Agriculture, and on further motion by the same senator the bill was tabled pending reference.

On motion by Mr. Woods of Penobscot, the Senate reconsidered its former action whereby An Act to consolidate the general superintendent's management and control of the State Prison, the Reformatory for Men and Reformatory for Women under one board of trustees (S. P. 388) was referred to the Committee on Judiciary, and on further motion by the

same senator the bill was referred to the Committee on State Prison.

On Motion by Mr. Granville of York, the Senate voted to take from the table An Act to provide an excise tax upon tobacco products (H. D. 274), tabled by that senator on March 3rd pending reference to the committees on Taxation and Education jointly; and on further motion by the same senator the bill was referred to the Committee on Taxation and Education jointly.

On motion by Mr. Case of Washington, the Senate voted to take from the table An Act relative to tax on Gasoline (S. P. 389) tabled by that senator on March 2nd, pending reference.

Mr. CASE: Mr. President, I now yield to the senator from Cumberland, Senator Speirs.

Mr. SPIERS: Mr. President, I ask leave to withdraw this bill which I introduced a few days ago.

Thereupon the Senator from Cumberland, Senator Speirs, was granted leave to withdraw the bill.

Mr. HOLMES: Mr. President, I rise to ask for enlightenment in regard to parliamentary procedure under the rules of the Senate and I will state my question in this form: The Senate has assigned for next Wednesday a number of matters for consideration, now on the table. I should like to know if they will appear on the calendar in the chronological order according to the time when the Senate assigned them; that is, whether one assigned yesterday will precede one assigned today.

The PRESIDENT: The Chair will state that the assistant secretary makes up the calendar which is sent to the printer and it has been the custom in years past to have the matters which were tabled the day before, for instance, precede those which were tabled today.

Mr. HOLMES: Mr. President, I thank you.

Mr. MAHER: Mr. President, I wish to give notice that I will move, on the next legislative day, reconsideration of the vote whereby an act relative to consolidating the management of various state penal institu-

tions and reformatory institutions was referred to the Committee on State Prison.

The PRESIDENT: The Senate hears the notice of the Senator from Kennebec, Senator Maher. The pa-

pers will be retained within this body.

On motion by Mr. Slocum of Cumberland

Adjourned until Tuesday afternoon, March 8th, at four-thirty o'clock.