

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

Wednesday, March 23, 1927

Senate called to order by the President.

Prayer by the Rev. William R. Wood, of Augusta.

Journal of yesterday read and approved.

On motion by Mrs. Pinkham of Aroostook, out of order and under suspension of the rules, it was

Ordered, that a message be sent to the House proposing a Joint Convention to be held forthwith in the Hall of the House for the purpose of extending an invitation to the Governor to attend the convention and present such communication as he may be pleased to make.

The Secretary conveyed the message and subsequently reported that he had delivered the message with which he was charged.

Subsequently a message was received from the House by Mr. Chapman, its Clerk, concurring in the foregoing proposition for a joint convention.

The Senate then proceeded to the Hall of the House for the purpose of holding a joint convention.

(For proceedings in joint convention see House Report.)

Upon the return of the Senate to its Chamber, it was called to order by the President.

Papers from the House disposed of in concurrence.

From the House: The Committee on Legal Affairs, on An Act relating to registration of motor vehicles (H. D. 229) reported that the same ought not to pass.

In the House, the report was read and accepted.

In the Senate, the report was read and accepted in concurrence.

Thereupon, on motion by Mr. Slocum of Cumberland, the Senate reconsidered its action just taken whereby this report was accepted and on further motion by the same senator the report was tabled pending acceptance.

From the House: The Committee on Judiciary, on An Act relating to

marriages, prohibiting the intermarriage of whites and persons of African descent and prescribing penalties for violation thereof (H. D. 223) reported that the same ought not to pass.

In the House, the report was read and accepted.

In the Senate:

Mr. SMITH of Somerset: Mr. President, I move that this report be tabled pending acceptance.

Mr. MAHER of Kennebec: Will Senator Smith kindly assign a time which he considers to be convenient?

The PRESIDENT: The Senator may if he so desires.

Mr. SMITH: Mr. President, I am perfectly willing to allow the distinguished Senator from Kennebec (Mr. Maher) to set a time. Any time will be agreeable to me.

Mr. Maher: I will assign the present time, Mr. President.

The motion to table prevailed.

The PRESIDENT: The Senator from Somerset, Senator Smith, now moves to reconsider the vote whereby this matter was tabled. Is this the pleasure of the Senate?

The motion to reconsider prevailed.

Mr. SMITH: Mr. President, I now yield to the Senator from Kennebec (Mr. Maher).

Thereupon, on motion by Mr. Maher of Kennebec the report of the committee "ought not to pass" was accepted.

House Bills in First Reading

An Act relating to the registration of milk dealers (H. D. 319).

An Act legalizing the guaranteed mortgage bond as an investment for the savings banks of Maine (H. D. 420).

An Act to regulate fishing in the tributaries to Royal's River and Bennet Brook and the tributaries to Pleasant River in Cumberland County (H. D. 425).

An Act relating to secret indictments (H. D. 219).

An Act relating to supplying the city of Bangor with water. (H. D. 224).

An Act relating to the time and place of holding the County Commissioners Court in York County. (H. D. 218).

An Act relating to the Farm Lands Loan Commissioners and to authorize the sale of lands acquired by the state of Maine through foreclosure or other proceedings instituted by the

State Auditor, Secretary of the Commission and to provide for the expenses of the Commissioners. (H. D. 226).

Resolve providing for a State pension for Esther C. Jones of Manchester. (H. D. 423).

Resolve providing for a State pension for Lydia A. Bodfish, of Elliottsville Plantation. (H. D. 421).

Resolve providing for a State pension for Oscar H. Moor of Portland. (H. D. 424).

Resolve providing for an increase in State pension for Arthur H. Murch, of Paris. (H. D. 422).

Resolve providing for a State pension for Louis Nason of West Gardiner. (H. D. 426).

Resolve in favor of Abbie A. Norton, of Industry, for State pension. (H. D. 419).

The bills and resolves were read once and under suspension of the rules assigned for five o'clock this afternoon for second reading.

The following remonstrance was received and on recommendation by the committee on reference of bills was referred to the following committee:

Judiciary

By Mr. Douglas of Hancock, remonstrance of Alice M. Hodgkins and 13 others against repeal of direct primary law. (S. P. 527).

Orders

On motion by Mr. Nickerson of Waldo, it was

Ordered, that 10,000 copies of the Governor's special message on development and control of hydro-electric power be printed for distribution.

On motion by Mr. Speirs of Cumberland, it was

Ordered, that the Governor be requested to return to the Senate, Senate Paper No. 14, Senate Document No. 304, entitled Resolve in favor of Pownal State school for maintenance for the fiscal years 1928 and 1929, for the purpose of amending the wording of said resolve without altering the amount of money called for by said resolve.

Reports of Committees

Mr. Foster, from the Committee on Appropriations and Financial Affairs, on Resolve in favor of the

purchase of an engine and equipment for the department of Sea and Shore Fisheries, (S. P. 326) reported that the same be referred to the Committee on Sea and Shore Fisheries.

Mr. Morrison from the Committee on Legal Affairs, on bill An Act to create a board of electrical Examiners and inspection (S. D. 145) reported that the same ought not to pass.

The reports were read and accepted.

Mr. Carter, from the Committee on Judiciary, on bill An Act to authorize the county of Washington to issue its bonds in an amount not exceeding four hundred seventy-five thousand dollars for the purpose of refunding its bonds now outstanding and maturing in the year one thousand nine hundred and twenty-eight (S. D. 60) reported that the same ought to pass.

The report was read and accepted, the bill read once and tomorrow assigned for second reading.

Mr. Oakes, from the same committee, on bill An Act to provide for the filling of vacancies in the office of constable in cities (S. P. 355) reported that the same ought to pass.

The report was read and accepted and the bill laid upon the table for printing under the joint rules.

Mr. Maher, from the Committee on Judiciary, on bill An Act to create a Circuit Court, and determine its jurisdiction and assign the terms of said Court, and also the terms of the Supreme Judicial Court at nisi prius and as a court of law (S. D. 35) reported that a new draft contained therein should be printed to the extent of one thousand copies and said new draft recommitted to the Judiciary Committee for further consideration:—the new draft to appear in the form of two separate bills to be designated

S. D. 35, new draft A

S. D. 35, new draft B

Mr. OAKES of Cumberland: Mr. President, I move that the new draft be printed and that the bill in the form of the new draft be recommitted.

The PRESIDENT: The Chair will state that that is the report of the committee and the acceptance of the report of the committee automatically

does that. Does the Senator wish to make a motion?

Mr. OAKES: I move the acceptance of the report of the committee, Mr. President.

The motion prevailed.

Passed to be Engrossed

An Act to enlarge the civil jurisdiction of the municipal court of the city of Biddeford. (S. D. 54)

An Act relating to teachers' pensions. (S. D. 77)

An Act relating to the disposal of liquors which have been forfeited. (S. D. 82)

An Act validating acts and deeds valid except for certain irregularities and omissions. (S. D. 160)

An Act relating to the approval of stocks, bonds and notes. (S. D. 164)

An Act relating to the filing of rate schedules by public utilities in accordance with orders of the Public Utilities Commission. (S. D. 165)

An Act to protect muskrats in the towns of Bucksport and Orland, in the county of Hancock. (S. D. 254)

Resolve for aid to typhoid carriers, to be expended under the State Department of Health. (S. D. 255)

An Act relating to the salary of the commissioner of agriculture. (S. D. 256)

Resolve in favor of the Maine State Agricultural Society for the State stipend for nineteen hundred and twenty-six. (S. D. 257)

An Act relating to increases in capital stock of railroad corporations. (H. D. 101)

An Act relating to increases in the capital stock of railroad corporations. (H. D. 102)

An Act relating to digging out of fox dens. (H. D. 153)

An Act relating to the protection of white perch in Pemaquid and Biscay Pond, Macurda pond, or Hilton Lake, in Lincoln county. (H. D. 402)

An Act to regulate bass fishing in Virginia Lake, in the county of Oxford (H. D. 403)

An Act for the better protection of trout in Lake Cobbosseecontee in the county of Kennebec. (H. D. 404)

An Act relating to the appointment of trustees for the Kennebec Water District. (H. D. 405)

An Act relating to school house lots acquired by condemnation. (H. D. 406)

An Act to prohibit the bedding, advance baiting, feeding or corning, so-called, of wild ducks. (H. D. 407)

(On motion by Mr. Dwinal of Knox, tabled pending second reading).

Resolve providing for an increase in State pension for Emily F. Grotton of Washington. (H. D. 409)

Resolve in favor of Joseph H. Underwood for damages caused by beaver. (H. D. 410)

Resolve providing for a State pension for Charles Rowe of Brownfield. (H. D. 411)

Resolve providing for a State pension for Adaline F. Washburn of Canaan. (H. D. 412).

Resolve providing for a State pension for Eliza F. Withee of Vassalboro. (H. D. 413)

Resolve providing for a state pension for Lottie F. Marsh of Gorham. (H. D. 414)

Resolve in favor of Lydia Jackson of Hollis, providing for a State pension. (H. D. 415)

Resolve providing for a State pension for Augusta M. Dolloff of Mount Vernon. (H. D. 416)

Resolve providing for a State pension for Sarah Perkins of Harmony. (H. D. 417)

(Emergency Measure)

An Act to incorporate Lucerne-in-Maine Village Corporation (S. D. 237).

This bill, carrying the emergency clause, required the affirmative vote of two-thirds of the membership of the Senate on its passage to be enacted.

Thirty Senators having voted in the affirmative and none opposed, the bill was passed to be enacted.

(Emergency Measure)

An Act to incorporate Lucerne-in-Maine Water Company (S. D. 118).

This bill, carrying the emergency clause, required the affirmative vote of two-thirds of the membership of the Senate on its passage to be enacted.

Thirty Senators having voted in the affirmative and none opposed, the bill was passed to be enacted.

Mr. CARTER of Androscoggin: Mr. President, at this time I would like to request, either in the form of a motion, or in whatever way may be necessary, that the President of the Senate do at this time sign both of these measures and present them to the Governor, for this reason, that owing to the shortness of time before town meetings and other things

that notice should be posted for a town meeting today in order that the emergency may be met and advantage taken this year of the act.

The PRESIDENT: The President will sign the bills immediately as requested and is waiting only for a pen which a certain member of Penobscot County has requested to be used for that purpose.

Thereupon, the two above bills were signed by the President and forth with presented to the Governor by the Secretary.

Orders of the Day

The President laid before the Senate, Report from the Committee on Maine Publicity, on Resolve appropriating money for the compilation and publication of data concerning the resources of the state (S. D. 2), reporting same in a new draft and that it ought to pass, tabled by Mr. Douglas of Hancock on March 16th pending consideration and today assigned.

The PRESIDENT: The Chair recognizes the Senator from Hancock, Senator Douglas:

Mr. DOUGLAS of Hancock: Mr. President, I move at this time that the report of the committee "ought to pass" be accepted.

Mr. OAKES of Cumberland: Mr. President, I move that it lie on the table.

Mr. DOUGLAS: Mr. President,—

The PRESIDENT: The motion to table is not debatable.

Mr. DOUGLAS: Is the time of assignment debatable, Mr. President?

The PRESIDENT: The Senator from Hancock, Senator Douglas may ask for a time of assignment.

Mr. DOUGLAS: May I not explain why I want it, Mr. President?

The PRESIDENT: There is no time of assignment suggested at present. The Senator from Hancock, Senator Douglas may ask for an assignment.

Mr. DOUGLAS: May I explain, Mr. President, why I ask for it?

The PRESIDENT: The Senator from Hancock, Senator Douglas, may ask the Senator from Cumberland, Senator Oakes to assign a date.

Mr. DOUGLAS: I ask unanimous consent, Mr. President, to explain an error in the tabling of this measure the first time I tabled it and I think it might clarify the situation. I tabled it thinking it would be printed. Now I wish to have the report of the committee accepted and then

I propose to retable it for printing. Mr. OAKES: I will assign Friday morning, Mr. President.

Mr. DOUGLAS: And it cannot be printed between now and that time, Mr. President?

The PRESIDENT: It may be printed, if ordered.

Mr. CARTER of Androscoggin: Mr. President, I move that the matter lie upon the table and that five hundred copies be printed.

The PRESIDENT: Does the Senator from Cumberland, Senator Oakes wish to withdraw his motion for tabling?

Mr. OAKES: I do, Mr. President.

Thereupon, consent was given to Mr. Oakes of Cumberland, to withdraw his motion for tabling and upon motion by Mr. Carter of Androscoggin the report was tabled pending acceptance and five hundred copies ordered printed.

The President laid before the Senate, House report, majority report, "ought to pass," minority report "ought not to pass," on An Act in relation to signs upon public highways (S. D. 11), tabled by Mr. Lord of York on March 16th pending consideration and today assigned, and on motion by that Senator the report was retabled pending consideration and assigned for Wednesday next.

The President laid before the Senate, House Report, "ought to pass," on An Act relating to passes on common carriers for Public Utilities Commission (H. D. 168), tabled by Mr. Mitchell of Aroostook on March 16th pending acceptance of the report and today assigned, and on motion by that Senator the report was accepted, the bill read once and this afternoon at five o'clock assigned for second reading.

The President laid before the Senate, Report from the Committee on Maine Publicity, "ought not to pass" on Resolve appropriating money for the compilation and publication of data concerning the resources of the state (S. D. 1) tabled by Mr. Spear of Cumberland on March 16th pending acceptance of report and today assigned.

Mr. SPEAR of Cumberland: Mr. President, it will take me some time to defend this bill and as the time is short, I would like to retable it and

as I may be able to lift it from the table before next Wednesday, I would like not to assign it.

The motion to retable without assignment prevailed.

The President laid before the Senate House Report from the Committee on Agriculture, "ought to pass" on An Act to provide for the payment of a bounty on bears killed in the state (H. D. 350) tabled by Mr. Crafts of Piscataquis on March 16th pending consideration and today assigned, and on motion by that Senator the bill was retabled pending consideration and assigned for Tuesday next.

The President laid before the Senate An Act repealing the inheritance tax law as to non-resident decedents, (H. D. 136), tabled by Mr. Morrison of Franklin on March 16th pending consideration and today assigned.

Mr. MORRISON of Franklin: Mr. President, I yield to the Senator from Cumberland, Senator Oakes.

Thereupon, on motion by Mr. Oakes of Cumberland, the bill was retabled pending consideration and especially assigned for Tuesday next.

The President laid before the Senate An Act to regulate fishing in Bowler Pond, in the County of Palermo, (S. D. 159), tabled by Mr. Woods of Penobscot, on March 17th pending consideration and today assigned.

Mr. WOODS of Penobscot: Mr. President, if in order, I desire to say through the Chair, to the distinguished senator from Kennebec, the sponsor of this bill, that perhaps he has, and at least I have, caught many pickerel in Bowler Pond with a frog but never a perch with a fly, and in deference to him, although somewhat reluctant, I move that the bill be sent back to the House to be engrossed.

The PRESIDENT: The Senator from Penobscot, Senator Woods, moves that the bill take its regular course.

Mr. FOSTER of Kennebec: Mr. President, may I inquire just what is the regular course?

The PRESIDENT: The Senator may and the Chair will answer to the best of his ability. The bill was recalled from the House by order

and it will automatically be returned to the House when it takes its regular course, it having been diverted from its regular course by order. It had been passed to be engrossed in this body.

Mr. FOSTER: Mr. President, that is as I understood it but I wished to be clear in my mind.

The motion that the bill take its regular course prevailed.

The President laid before the Senate Resolve for the purchase of 250 copies of "Portland by the Sea", (H. D. 268), tabled by Mr. Spear of Cumberland on March 16th pending first reading.

Mr. SPEAR of Cumberland: Mr. President, can an amendment be offered at this time?

The PRESIDENT: The Chair will state that it would be better form if the bill could have its first reading although the amendment is allowable.

Thereupon, on motion by Mr. Spear of Cumberland, the bill received its first reading, and on further motion by the same Senator, the rules were suspended and the resolve was given its second reading.

Mr. SPEAR: Mr. President, I now wish to offer Senate Amendment A to House Document 268, and move its passage.

Senate Amendment A to House Document 268: Amend House Document 268 by striking out the words "two hundred and fifty" in the second line thereof and inserting in place thereof the words "one hundred and thirty," and by striking out the words "five hundred", in the sixth and seventh lines thereof and inserting in place thereof the words "two hundred and sixty."

Thereupon, on motion by Mr. Holmes of Androscoggin, the Resolve was re-tabled pending the adoption of the amendment and assigned for five o'clock this afternoon.

The President laid before the Senate, Resolve providing for the purchase of "Province and Court Records of Maine 1638-1668", (H. D. 306), tabled by Mr. Foster of Kennebec on March 16th pending second reading; and on motion by that senator the resolve was retabled pending second reading and assigned for five o'clock this afternoon.

On motion by Mr. Morrison of Franklin, a recess was taken until five o'clock this afternoon.

AFTER RECESS

The Senate was called to order by the President.

The President laid before the Senate, Resolve in favor of Western Maine Sanatorium for maintenance, etc. (S. D. 203) tabled on March 16th by Mr. Mitchell of Aroostook pending second reading and on motion by that Senator the resolve was retabled pending second reading.

The President laid before the Senate, Resolve in favor of Western Maine Sanatorium for construction of annex (S. D. 204) tabled on March 16th by Mr. Mitchell of Aroostook pending second reading and on motion by that Senator the resolve was retabled pending second reading.

The President laid before the Senate, Resolve in favor of Western Maine Sanatorium for water tank (S. D. 205) tabled on March 16th by Mr. Mitchell of Aroostook pending second reading and on motion by that senator the resolve was retabled pending second reading.

The President laid before the Senate, Resolve in favor of Northern Maine Sanatorium for maintenance, etc., (S. D. 206) tabled on March 16th by Mr. Mitchell of Aroostook pending second reading and on motion by that Senator the resolve was retabled pending second reading.

The President laid before the Senate, Resolve in favor of Northern Maine Sanatorium for construction of men's cottage (S. D. 207) tabled on March 16th by Mr. Mitchell of Aroostook pending second reading and on motion by that Senator the resolve was retabled pending second reading.

The President laid before the Senate, Resolve in favor of Northern Maine Sanatorium for sprinkler system and standpipe (S. D. 208) tabled on March 16th by Mr. Mitchell of Aroostook pending second reading and on motion by that senator the

resolve was retabled pending second reading.

The President laid before the Senate, Resolve in favor of Central Maine Sanatorium for laundry, etc., (S. D. 209) tabled on March 16th by Mr. Mitchell of Aroostook pending second reading and on motion by that senator the resolve was retabled pending second reading.

The President laid before the Senate, Resolve in favor of Central Maine Sanatorium for maintenance, etc., (S. D. 210) tabled on March 16th by Mr. Mitchell of Aroostook pending second reading and on motion by that Senator the resolve was retabled pending second reading.

The President laid before the Senate, Resolve in favor of Central Maine Sanatorium for nurses' home (S. D. 211) tabled on March 16th by Mr. Mitchell of Aroostook pending second reading and on motion by that Senator the resolve was retabled pending second reading.

The President laid before the Senate, An Act to obtain the benefit of credit allowed under Federal Estate Tax (H. D. 58) tabled on March 16th by Mr. Holmes of Androscoggin pending adoption of Senate Amendment A.

Mr. HOLMES of Androscoggin: Mr. President, I move that this matter be retabled awaiting the answer of the Justices.

The motion to retable prevailed.

The President laid before the Senate concurrent resolution memorializing Congress to abolish Federal Estate (Inheritance) Tax, (H. D. 11) tabled on March 16th by Mr. Carter of Androscoggin pending further consideration.

Mr. CARTER of Androscoggin: Mr. President, I move that this matter be retabled as it depends upon the matter retabled just prior to this.

The motion to retable prevailed.

The President laid before the Senate, Resolve in favor of the Pownal State School for additions and improvements (H. D. 305) tabled on March 16th by Mr. Mitchell of Aroostook pending second reading and on

motion by that senator the resolve was retabled pending second reading.

The President laid before the Senate, Resolve making appropriations for a nurses' home at Augusta State Hospital (S. D. 134) tabled on March 17th by Mr. Foster of Kennebec pending adoption of House Amendment A.

Mr. FOSTER of Kennebec: Mr. President, I move the adoption of House Amendment A in concurrence.

Mr. CARTER of Androscoggin: May we have the amendment read, Mr. President?

(The Secretary read House Amendment A to Senate Document 134.)

Mr. GRANVILLE of York: Mr. President, I would like to inquire the parliamentary status.

The PRESIDENT: On March 17th the engrossing was reconsidered and the resolve was tabled by Mr. Foster of Kennebec pending the adoption of House Amendment A. The question is on the adoption of the Amendment. Is it the pleasure of the Senate that House Amendment A be adopted?

Thereupon, House Amendment A was adopted in concurrence and the resolve as so amended was passed to be engrossed.

The President laid before the Senate, An Act to secure completion of topographic mapping of Maine (H. D. 401) tabled on March 17th by Mr. Foster of Kennebec pending consideration and on motion by that senator the bill was retabled and tomorrow assigned.

The President laid before the Senate, An Act relating to juvenile institutions (H. D. 296) tabled on March 17th by Mr. Carter of Androscoggin pending passage to be enacted.

Mr. CARTER of Androscoggin: Mr. President, on this matter which I tabled on March 17th, owing to my own press of business, I have not been able to go over the matter. It was tabled on its passage to be enacted. Therefore it takes but one motion to start it along and I therefore ask the leniency of the Senate in retabling this without assignment.

The motion to retable without assignment prevailed.

The President laid before the Senate, order relative to welfare conditions in the State of Maine (H. D. 365) tabled on March 18th by Mr. Bragdon of Aroostook pending consideration.

Mr. BRAGDON of Aroostook: Mr. President, I move that this matter be retabled and assigned for next Wednesday and I presume that the assignment is debatable.

The PRESIDENT: It is.

Mr. BRAGDON: In regard to that I will say that this is a legislative order which has not been referred to any committee and for that reason a delay might be advisable to give the members a chance to think the matter over as when this vote is taken if it is in favor of the measure it finishes the matter entirely so it would seem that further delay might be in order.

The PRESIDENT: The Senator from Aroostook: Senator Bragdon, moves that this bill be retabled and specially assigned for Wednesday next. Is this the pleasure of the Senate?

The motion to retable and assign prevailed.

The President laid before the Senate, An Act relating to equal school privileges for all pupils (H. D. 394) tabled on March 18th by Mr. Speirs of Cumberland pending acceptance of report "ought to pass."

Mr. SPEIRS of Cumberland: Mr. President, I yield to the Senator from Knox, Senator Dwinal.

Mr. DWINAL of Knox: Mr. President, I move that the report of the committee be accepted in order that after the bill has had its two readings I may offer an amendment.

The motion prevailed and the bill received its first reading.

Thereupon on further motion by the same senator the rules were suspended and the bill received its second reading.

Mr. DWINAL: Mr. President, I offer Senate Amendment A and move its adoption and pending the motion I will move to table it in order that I may take it up tomorrow morning pending the adoption of the amendment.

The PRESIDENT: The Senator from Knox, Senator Dwinal, offers Senate Amendment A and moves that it lie upon the table, the pending question being the adoption of

the amendment. Is this the pleasure of the Senate?

Mr. BRAGDON of Aroostook: Mr. President, I move that the amendment be read so that we may know what it is.

The Secretary read Senate Amendment A as follows:

"Senate Amendment A to House Document 394.

House Document 394 is hereby amended by striking out all after the word "two" in line 3 on page 1 and inserting in place thereof the following: "weeks in the year Nineteen Hundred Twenty-Eight and annually thereafter," so that section twenty shall read as follows:

"Sect. 20, Equal school privileges shall be provided for all pupils. R. S. c. 15, S. 17, 1909, c. 29, 1915, c. 89. The school moneys of every town shall be so expended as to give as nearly as practicable the same aggregate annual length of terms in all its schools, and every town shall make provision for the maintenance of all its schools for not less than thirty-two weeks in the year nineteen hundred twenty-eight and annually thereafter. Any town failing to maintain its schools as provided in this section, shall be debarred from drawing its State school moneys until it shall have made suitable provisions for so maintaining them thereafter."

Mr. BRAGDON: Mr. President, as the amendment is quite long I move that it be printed.

The PRESIDENT: Will the senator from Aroostook, Senator Bragdon, allow the Chair to put the former motion? The question is on the motion of the Senator from Knox, Senator Dwinal, that the bill and amendment lie on the table, the pending question being the adoption of the amendment, and that the amendment be printed.

The motion prevailed.

The President laid before the Senate An Act relating to expenditures and returns of candidates for public office (H. D. 31), tabled on March 18th by Mr. Carter of Androscoggin pending acceptance of majority report "ought to pass," and on motion by that senator the bill was retabled and tomorrow morning assigned.

The President laid before the Senate, An Act to exempt from all gasoline tax motor boats, tractors and ma-

chinery (S. D. 197), tabled on March 18th by Mr. Speirs of Cumberland pending acceptance of report "ought not to pass," and on motion by that senator the bill was retabled.

The President laid before the Senate, An Act to authorize the city of Portland to provide for retirement, pension and annuity to dependents of members of the police and fire departments (H. D. 335), tabled on March 22nd by Mr. Spear of Cumberland pending second reading, and on motion by that senator the bill received its second reading and was passed to be engrossed.

The President laid before the Senate, An Act to provide for an approach to Kennebec bridge and to acquire same by purchase or eminent domain (S. D. 253), tabled on March 22nd by Mr. Maher of Kennebec pending second reading, and on motion by that senator the bill received its second reading and was passed to be engrossed.

The President laid before the Senate, An Act to incorporate the Union Terminal Company (S. D. 258), tabled on March 22nd by Mr. Maher of Kennebec pending second reading, and on motion by that senator the bill received its second reading and was passed to be engrossed.

The President laid before the Senate, Senate Report from committee on judiciary, majority report "ought not to pass," minority report "ought to pass," on An Act conferring concurrent jurisdiction in matter of divorce, annulment of marriage, care and custody of children and support of children and wives on probate courts (S. P. 519), tabled on March 22nd by Mr. Maher of Kennebec pending consideration, and on motion by that senator the majority report "ought not to pass" was accepted.

The President laid before the Senate, Senate Report from committee on legal affairs, "Ought to pass," on An Act to extend the charter of Sandy River and Rangeley Lakes Railroad Company (S. D. 94), tabled on March 22nd by Mr. Maher of Kennebec pending acceptance of the report, and on motion by that senator the bill received its first reading.

Thereupon, on further motion by the same senator, the rules were suspended, the bill received its second reading and was passed to be engrossed.

The President laid before the Senate, Senate Report from Committee on Legal Affairs, "ought to pass," on An Act to repeal acts incorporating the town of Concord (S. D. 104) tabled on March 22nd by Mr. Morrison of Franklin pending acceptance of the report and on motion by that senator the report was retabled.

The President laid before the Senate, Senate Report from the joint committee on public utilities, interior waters and judiciary, majority report "ought to pass," minority report, "ought not to pass," on An Act to amend charters of all corporations making, generating, selling, distributing and supplying electricity (S. D. 6) tabled on March 22nd by Mr. Carter of Androscoggin pending consideration.

Mr. CARTER of Androscoggin: Mr. President, I shall move the re-table of this matter and definite assignment before sitting down, but addressing myself perhaps on a question of privilege, if the Senate concur and bear with us, the proponents of the so-called Water Power bills have agreed, the Senate permitting, to set apart Tuesday to take up all the water power bills and if they can not all be run in one session, to follow along in the next session until some disposition is made of them here. With that in view, I would make a motion and also that the water power bills follow along in the orderly course in which they now are and I move that Senate Document No. 6 be tabled until next Tuesday morning and that it take precedence over any tabled matter. This is also upon condition that there is to be a Monday afternoon session, which I assume is correct.

The PRESIDENT: The Chair will state that it is the intention of the officers of this branch to insist, unless over-ridden, on a Monday session.

Mr. CARTER: Mr. President, I say then, speaking for all the proponents of these measures, that if Tuesday is the first session of next week, the bills will be re-tabled until Wednesday, but if the session is Monday, the bills will be re-tabled until Tuesday.

The PRESIDENT: The Chair

thinks he grasps what the Senator is endeavoring to do,—suggests that this matter lie upon the table and be especially assigned for Tuesday next and with the provision that all other water power bills be taken from the table at that time. I doubt if we can entertain matters under that one motion. It is a matter of senatorial courtesy.

Mr. CARTER: I had reference only to Senate Document No. 6.

The motion to re-table and assign prevailed.

The President laid before the Senate, Senate Report from the Joint Committee on Public Utilities, Interior Waters and Judiciary, majority report "ought not to pass", minority report "ought to pass," on An Act to amend charter of Maine corporations incorporated for transmission of electricity and to limit rights of foreign corporations authorized to do business in Maine for similar purposes (S. P. 522) tabled on March 22nd by Mr. Carter of Androscoggin pending consideration and on motion by that senator the bill was retabled and assigned for Tuesday morning next.

The President laid before the Senate, Senate report from the Joint Committee on Public Utilities, Interior Waters and Judiciary, majority report "ought to pass," minority report "ought not to pass", on An Act to provide for exportation of surplus power (S. P. 523) tabled on March 22nd by Mr. Smith of Somerset pending consideration and on motion by that senator the bill was retabled and assigned for Tuesday morning next.

The President laid before the Senate, Senate report from the Joint Committee on Public Utilities, Interior Waters and Judiciary, majority report "ought not to pass", minority report "ought to pass," on An Act to create a commission to investigate and to negotiate a compact regarding water power and electricity in New England (S. P. 524) tabled on March 22nd by Mr. Oakes of Cumberland pending consideration and on motion by that senator the bill was retabled and assigned for Tuesday morning next.

The President laid before the Senate, An Act to incorporate the Maine Casualty Company (S. D. 123) tabled on March 22nd by Mr. Holmes of Androscoggin pending consideration and on motion by that senator the bill was passed to be engrossed.

On motion by Mr. Slocum of Cumberland the Senate voted to take from the table House Document 229, An Act relating to registration of motor vehicles, tabled by that senator earlier in today's session pending acceptance of the report of the committee "ought not to pass", and on further motion by the same senator the report of the committee was accepted.

On motion by Mr. Holmes of Androscoggin the Senate voted to take from the table House Document 268, Resolve for the purchase of 250 copies of "Portland-by-the-Sea," tabled by that senator earlier in today's session pending consideration and assigned for this afternoon at five o'clock, and on further motion by the same senator the resolve was retabled and assigned for tomorrow morning.

On motion by Mr. Foster of Kennebec the Senate voted to take from the table House Document 306, Resolve providing for the purchase of 100 copies of "Province and Court Records of Maine, 1638-1668," tabled by that senator earlier in today's session pending second reading and on further motion by the same senator the bill received its second reading.

Thereupon, that senator offered Senate Amendment A and moved its adoption as follows:

"Senate Amendment A to House Document 306. Amend by striking out the words 'one hundred' where they appear in the caption and inserting in place thereof the word 'fifty,' and by striking out the words 'one hundred' in the second line thereof and inserting in place thereof the word 'fifty,' and by striking out the words 'one thousand' in the fifth line thereof and inserting in place thereof the words 'five hundred'".

Thereupon, on motion by Mr. Holmes of Androscoggin the resolve and the amendment were tabled and tomorrow morning assigned.

Mr. FOSTER of Kennebec: Mr. President, yesterday I presented an order asking for the recall of Senate Document 97 from the engrossing department. Is it in order to take that matter up at this time?

The PRESIDENT: It is.

Mr. FOSTER: I move you, Mr. President that the rules be suspended and we reconsider our vote whereby Senate Document No. 97, An Act to amend the charter of Coburn Classical Institute, was passed to be engrossed.

The motion to reconsider prevailed.

Mr. FOSTER: Now, Mr. President, in order to correct a typographical error, I present Senate Amendment A and move its adoption:

"Senate Amendment A to Senate Document 97. Strike out the word 'public' in the first line and in place thereof insert the words 'private and special'".

Thereupon Senate Amendment A was adopted and the bill as so amended was passed to be engrossed.

Passed to Be Engrossed

An Act to authorize county of Washington to issue bonds. (S. D. 60) (On motion by Mr. Case of Washington, tabled pending passage to be engrossed.)

An Act relative to passes on common carriers for public utilities commission. (H. D. 163)

(On motion by Mr. Oakes of Cumberland, tabled pending passage to be engrossed.)

An Act relating to time and place of holding county commissioners court in York county. (H. D. 218)

An Act relating to secret indictments. (H. D. 219)

An Act relating to supplying city of Bangor with water (H. D. 224)

An Act relating to farm lands loan commissioners and to authorize sale of lands acquired by state through foreclosure, etc., (H. D. 226)

An Act relating to registration of milk dealers (H. D. 319)

Resolve in favor of Abbie A. Norton. (H. D. 419)

An Act legalizing guaranteed mortgage bond as investment for savings banks (H. D. 420)

(On motion by Mr. Oakes of Cumberland, tabled pending passage to be engrossed.)

Resolve providing for State pension for Lydia A. Bodfish. (H. D. 421).

Resolve providing for increase in

State pension for Arthur H. Murch. (H. D. 422).

Resolve providing for State pension for Esther C. Jones. (H. D. 423).

Resolve providing for State pension for Oscar H. Moor. (H. D. 424).

An Act to regulate fishing in tributaries to Royal's River, Bennett Brook and tributaries to Pleasant River (H. D. 425).

Resolve providing for State pension for Louis Nason. (H. D. 426).

Further papers from the House disposed of in concurrence.

House Bills in First Reading

Resolve providing teachers pension for Emma J. Whittemore. (H. D. 436).

An Act relating to fishing in Watchic Pond in the town of Standish. (H. D. 430).

An Act to prohibit the taking of more than eight pounds of trout, land-locked salmon and togue in all in one day in Moose River in Somerset County, down to the head of Brassua Lake, or in Wood Pond, Little Wood Pond, Long Pond, Attean Lake and Holeb Pond, all in the County of Somerset. (H. D. 429).

An Act to incorporate the Northern Finance and Investment Corporation. (H. D. 432).

An Act to provide clerical assistance for the Justices of the Supreme Judicial Court. (H. D. 433).

An Act relative to scire facias against bail, sureties in criminal recognizances and trustees. (H. D. 435).

An Act permitting the town of Southwest Harbor to take land for public park. (H. D. 431).

An Act to enlarge the site of Little River Pine Grove Cemetery otherwise known as Hillside Cemetery, located at Lisbon Falls. (H. D. 434).

An Act authorizing the City of Lewiston to issue bonds to meet bonds outstanding and maturing in 1927. (H. D. 235).

An Act to authorize the City of Lewiston to discharge a sewer into the Androscoggin River. (H. D. 200).

An Act creating the Bridgton Centre Village Corporation. (H. D. 99).

An Act to repeal an Act entitled "An Act to incorporate the East Pittston Village Corporation." (H. D. 205).

An Act relating to the South Portland Sewerage District. (H. D. 231).

Resolve in favor of the Aroostook Test Laboratory. (H. D. 427).

An Act increasing the salary of the Mayor of Waterville. (H. D. 428).

The following remonstrance was received and on recommendation by the committee on reference of bills was referred to the following committee:

Judiciary

By Mr. FOSTER of Kennebec, remonstrance of Curtis H. Morrow and 31 others against the repeal in any manner of our present direct primary law. (S. P. 528).

Reports of Committees

Mr. ROBERTS, from the Committee on Taxation, on Resolve proposing an amendment to Section 8 of Article 9 of the Constitution of the State of Maine, providing that no taxes on intangibles be levied. (S. D. 213) reported that the same ought not to pass.

The report was read and accepted.

Report "A," of the Committee on Education, on bill An Act permitting children to be excused from the public schools to receive religious instruction (H. D. 133) reported that the same ought not to pass.

(Signed) PINKHAM
ALLEN
EUSTIS
BOOKER
FOLSOM

Report "B," the same Committee, on the same subject matter, reported that the same ought to pass.

(Signed) HOLMAN
BREWSTER
CROCKETT
SPEIRS
GAY

Mr. CRAFTS, from the Committee on Inland Fisheries and Game, on bill An Act relating to closed time on yellowlegs (S. P. 145) reported the same in a new draft, under the title of An Act relating to closed time on greater and lesser yellowlegs (S. P. 529) and that it ought to pass.

The same Senator, from the same Committee, on Resolve to appropriate money for the purpose of operating fish hatcheries and feeding stations for fish, and for the protection

of fish, game and birds and for printing the report of the Commissioner of Inland Fisheries and Game, and for maintenance of the Maine State Museum and for other expenses incident to the administration of the Department of Inland Fisheries and game (S. P. 457) reported that the same ought to pass.

Mr. OAKES, from the Committee on Judiciary, on bill An Act to incorporate Somerset Woods Trust (S. P. 354) reported the same in a new draft, under the title of An Act to incorporate Somerset Woods Trustees (S. P. 530) and that it ought to pass.

The reports were severally read and accepted and the bills and resolve laid upon the table for printing under the joint rules.

Mr. DRAKE, from the Committee on Mercantile Affairs and Insurance, on Joint Order in regard to Workmen's Compensation Insurance, reported the same in a new draft, ought to pass, as follows:

ORDERED, the House concurring, that a Committee composed of the Insurance Commissioner, Wilbur D. Spencer, two Senators appointed by the President of the Senate, three members of the House of Representatives appointed by the Speaker of the House, representing employees and employers subject to the Workmen's Compensation Act and the insurance carriers doing business in the State of Maine, is hereby authorized and directed to make full investigation of all evidence and phases of the operation, during the last eleven years, of the Workmen's Compensation Law of this State, and all elements and phases of the cost of Workmen's Compensation Insurance in this State; and make full report in writing to the Governor on or before October 1, 1928.

Such Committee is hereby given full power to summon witnesses and require the production of papers and documents and records, such witnesses to receive the same attendance fees as obtained in the Supreme Judicial Court.

Such Committee is to serve without pay other than actual expenses and is authorized to employ at the expense of the State all necessary expert or other assistance.

Said Committee before it makes any engagements or incurs any ex-

pense shall formulate its general plan, obtain estimates of the expense of the investigation proposed, submit its said plan with said estimates to the Governor and Council, and if that body approves said Committee shall be authorized to make its investigation along the line it has proposed and to the extent so far as expense is concerned as has been approved by the Governor and Council.

(On motion by Mr. Smith of Somerset, tabled pending acceptance of report).

Mr. SPEIRS of Cumberland: Mr. President, I wish to introduce Senate Amendment A to House Document 304, if I am in order.

The PRESIDENT: Will the senator enlighten the Chair relative to the title.

Mr. SPEIRS. It is House Document 304. I had it recalled this morning and it is a resolve in favor of the Pownal State School for maintenance.

The PRESIDENT: The Senator from Cumberland, Senator Speirs, moves that the rules be suspended and that we reconsider the vote whereby we finally passed a resolve to appropriate money for the Pownal State School (H. D. 304).

The motion to suspend the rules and reconsider prevailed and on further motion by the same senator the Senate reconsidered its vote whereby the resolve was passed to be engrossed.

Mr. SPEIRS: I now offer Senate Amendment A and move its adoption.

The Secretary read Senate Amendment A as follows:

"Senate Amendment A to Senate Paper No. 14, House Document No. 304, entitled, Resolve, in favor of the Pownal State School for Maintenance for the fiscal years nineteen hundred and twenty-eight and nineteen hundred and twenty-nine.

Amend Senate Paper No. 14, House Document No. 304 by inserting after the word "repair" in the fifth line of the second paragraph the words "for printing reports of said institution up to date," so that said paragraph as amended shall read as follows:

For maintenance, namely, for food, supplies, wearing apparel, all articles of personal clothing and materials for their fabrication and repair,

for printing reports of said institution up to date, all materials and supplies incident to the maintenance of the institution and patients thereof, whether present or absent, and all farm feed for the two years, July first, nineteen hundred and twenty-seven, to June thirtieth, nineteen hundred and twenty-eight, the sum of one hundred thirteen thousand five hundred dollars; July first, nineteen hundred and twenty-eight, to June thirtieth, nineteen hundred and twenty-nine, the sum of one hundred thirteen thousand five hundred dollars."

Thereupon Senate Amendment A was adopted and the resolve as amended was passed to be engrossed.

Mr. SMITH of Somerset: Mr. President, I would like to inquire whether the order I have just tabled relative to compensation would be printed under the rules or is it necessary to make a motion?

The PRESIDENT: The Chair will state that it is not printed under the rules when tabled by a member unless printing is especially ordered.

Thereupon, on motion by Mr. Smith of Somerset the rules were suspended and the bill was ordered printed.

Passed to be Enacted

An Act to authorize the Portland Railroad Company to operate Motor Busses. (S. D. 8)

An Act relating to Amendment of Criminal Process (S. D. 32)

(On motion by Mr. Holmes of Androscoggin, tabled pending passage to be enacted.)

An Act relating to Eastern Standard Time. (S. D. 49)

Mr. SPEIRS of Cumberland: Mr. President, when the vote is taken on the Eastern Standard Time I move that a record vote be taken.

The PRESIDENT: The Senator from Cumberland, Senator Speirs, moves that when the vote is taken on the matter of Eastern Standard Time it be taken by "yeas" and "nays". As many as favor "yeas" and "nays" will rise and stand in their places until counted. One fifth of the membership having ordered the "yeas" and "nays" they are ordered.

Mr. HOLMES of Androscoggin: Mr. President, am I in order to make a motion in regard to another enacter?

The PRESIDENT: The Chair desires first to dispose of this one.

Mr. HOLMES: I thought it had been disposed of.

The PRESIDENT: Not until "yeas" and "nays" are called.

Mr. MAHER of Kennebec: Mr. President, will you please explain what the bill is.

The PRESIDENT: The Chair will state the bill is an act relating to Eastern Standard Time and upon the motion of the Senator from Cumberland, Senator Speirs, the "yeas" and "nays" were ordered because one-fifth of the membership of this branch so ordered. The question is on the passage to be enacted.

Mr. MAHER: I heard the title, Mr. President, but the title doesn't mean anything to me. Is it the so-called anti-daylight bill?

The PRESIDENT: It is.

Mr. CARTER of Androscoggin: The bill introduced by Senator from Kennebec, Senator Harriman, Mr. President?

The PRESIDENT: It is. As many as favor the passage of this bill to be enacted will answer "yes" when their names are called and those opposed will answer "no" when their names are called. The Secretary will call the roll.

Those voting "yes" were, Senators Allen, Bond, Bragdon, Buzzell, Carter, Case, Crafts, Douglas, Drake, Dwinal, Foster, Granville, Harriman, Holmes, Lord, Miner, Mitchell, Morrison, Nickerson, Perkins, Pinkham, Roberts, Smith, Slocum, Woods.—25 Those voting "no" were Senators Maher, Oakes, Spear, Speirs.—4. Absent: Mr. Dunbar.

Twenty-five senators voting "yes" and four voting "no" the bill was passed to be enacted.

An Act to extend the Charter Granted to the Columbia Falls Water Company, for Two Years. (S. D. 78)

An Act to Ratify and Make Valid Quitclaim Deed Given by Highway Commission for Property Located

Near State Ferry in Woolwich. (S. D. 85)

An Act Relating to Exemption of Certain Property from Taxation. (S. D. 102)

An Act Relating to Obtaining Permission to Set Traps on Trawls. (S. D. 135)

An Act Relating to the Harrison Mutual Fire Insurance Company. (H. D. 395)

An Act Relating to Investment of Savings Banks. (H. D. 83)

An Act Relating to Investment of Savings Deposits. (H. D. 86)

An Act Relating to Whole Family Protection for Members of Fraternal Benefit Societies. (H. D. 100)

An Act Relating to Collateral Loans by Savings Banks. (H. D. 116)

An Act to Establish a Game Preserve in the Towns of Wells and Kennebunk, York County. (H. D. 118)

An Act to Amend the Charter of the Maine Real Estate Title Company. (H. D. 201)

An Act to Extend the Charter of the Penobscot Lumbering Association for Fifteen Years. (H. D. 202)

An Act to Extend the Charter of the Penobscot Boom Corporation for Fifteen Years. (H. D. 204)

An Act Relating to the Establishment of Town Forests. (H. D. 275)

An Act Relating to the Augusta Water District. (H. D. 330)

An Act Relating to Precautions at Temporary Crossings. (H. D. 334)

An Act to Incorporate Bridgton and Harrison Railway Company and to Authorize Certain Towns to Grant Assistance Thereto. (H. D. 336)

An Act to Legalize the Acts, Doings, and Proceedings of the Town Meetings of the Town of Otisfield and the Assessment of Taxes Thereof, for the Years Nineteen Hundred Twenty-four, Nineteen Hundred Twenty-five and Nineteen Hundred Twenty-six. (H. D. 370)

An Act Relating to the Use as Part of Name the Words "Bank," "Savings", "Trust" and Kindred Words. (H. D. 371)

An Act Relating to Pensioning Members of the Police Department of the City of Brewer. (H. D. 372)

An Act Relating to Teacher's Pension for Fannie S. Marble. (H. D. 393)

An Act Relating to a Superintend-

ing School Committee for Turner. (H. D. 396)

An Act Relating to the Penobscot Tribe of Indians. (H. D. 397)

An Act to Confer the Power to Issue Subpoenas to the City Council and Civil Service Commission of the City of Portland. (H. D. 400)

Resolve, to Repeal the Act Empowering the Forest Commissioner to Convey a Lot of Land in Wallagrass Plantation. (S. P. 491)

Resolve, to reimburse Cumberland County Fish and Game Association for one-half the amount expended in screening Peabody Pond in the county of Cumberland. (S. D. 158)

Resolve, in favor of Eliphalet Washburn of Dexter for pension. (S. D. 184)

Resolve, in favor of Wallace W. Yates, of Grand Lake Stream, Washington County. (S. D. 202)

Resolve, in favor of the Passamaquoddy Tribe of Indians at Peter Dana's Point, Princeton, for the general care, maintenance and education thereof. (S. D. 234)

Resolve, in favor of the Passamaquoddy Tribe of Indians for the general care, maintenance and education thereof at Pleasant Point at Perry. (S. D. 235)

Resolve for the purchase of one hundred and twenty-five copies of the History of the town of Dresden. (H. D. 179)

Resolve for the purchase of one hundred fifty copies of "Two American Pioneers." (H. D. 269)

Resolve authorizing the sale of lot in Moose River Plantation. (H. D. 332)

Resolve, in favor of the town of North Yarmouth. (H. D. 344)

Resolve, in favor of F. C. Handy for reimbursement for checks lost in the mail. (H. D. 345)

Mr. FOSTER of Kennebec: Mr. President, I move for unanimous consent for the suspension of the rules in order to present out of order an act and I might say in explanation, it is purely a matter of local interest to my home city and I move its reference to the Legal Affairs Committee.

Mr. CARTER of Androscoggin: Mr. President, what is the act, may I ask?

Mr. FOSTER: An act to provide for the assessment of betterments in

the case of laying out public parks in the city of Waterville.

Mr. CARTER: Is that the same bill, Mr. President, that the Judiciary has acted on once?

Mr. FOSTER: It is a change of form, but the substance is not the same.

Mr. CARTER: The title is exactly the same.

Mr. FOSTER: It is a different bill.

Mr. CARTER: Mr. President, through the Chair I'd like to ask the senator from Kennebec, Senator Foster, if he wouldn't withdraw his request for unanimous consent until tomorrow morning at ten o'clock, that I may examine the bill.

The PRESIDENT: The Senator hears the request.

Mr. FOSTER: In courtesy to the Senator, I would be glad to do that, Mr. President.

The PRESIDENT: The bill is withdrawn.

The PRESIDENT: Is there other business that the Senate may dispose of at this time?

On motion by Mr. Lord of York,
Adjourned until tomorrow morning
at ten o'clock.