

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

Monday, March 28, 1927

Senate called to order by the President.

Prayer by the Rev. Langdon Quimby of Gardiner.

Journal of previous session read and approved.

At this point Senator Maher of Kennebec assumed the Chair amidst the applause of the Senate.

Papers from the House disposed of in concurrence.

From the House: An Act to incorporate the Bangor Bridge District (S. D. 36.)

(In the Senate on March 2nd passed to be engrossed in concurrence.)

In the House, recommitted to the Committee on Judiciary in non-concurrence.

In the Senate, on motion by Mr. Dunbar of Hancock that body reconsidered its former action whereby this bill was passed to be engrossed in concurrence and on motion by Mr. Carter of Androscoggin the bill was recommitted to the Committee on Judiciary in concurrence.

From the House: Resolve in favor of State Armory in the city of Portland (H. P. 1101.)

(In the Senate on March 16th passed to be engrossed in concurrence.)

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

In the Senate, on motion by Mr. Drake of Sagadahoc that body reconsidered its former action whereby this bill was passed to be engrossed in concurrence and on motion by Mr. Crafts of Piscataquis, House Amendment A was adopted in concurrence and the bill as so amended was passed to be engrossed.

From the House: An Act relating to the jurisdiction of the Probate Court (S. D. 112.)

(In the Senate, on March 22nd passed to be engrossed.)

In the House, passed to be engrossed as amended by House Amendment A in non-concurrence.

In the Senate:

Mr. CARTER of Androscoggin: Mr. President, may we hear the House Amendment read?

(The Secretary read House Amendment A.)

Thereupon, on motion by Mr. Carter of Androscoggin the Senate reconsidered its former action whereby this bill was passed to be engrossed and on further motion by the same senator the bill and accompanying papers were laid upon the table pending further consideration.

From the House: An Act relating to the use as part of name the words "bank", "savings", "trust" and kindred words. (H. D. 371)

(In the Senate, March 24th, passed to be engrossed as amended by Senate Amendment A in non-concurrence.)

In the House, that branch rejected Senate Amendment A, and passed the bill to be engrossed as amended by House Amendment A in non-concurrence.

In the Senate, on motion by Mrs. Allen of Penobscot, the Senate voted to reconsider their former action whereby the bill was passed to be engrossed as amended by Senate Amendment A and on further motion by the same senator, Senate Amendment A was indefinitely postponed. On motion by Mr. Foster of Kennebec, House Amendment A was adopted, and on further motion by the same senator the bill was passed to be engrossed as amended by House Amendment A, in concurrence.

From the House: Resolve to appropriate money for compiling and advertising the agricultural, industrial and recreational resources of the State (S. D. 1.)

(In the Senate, on March 24th, the resolve and report of the committee on Maine Publicity "ought not to pass" was referred to the Committee on Appropriations and Financial Affairs.)

In the House, the report of the committee accepted in non-concurrence.

In the Senate, on motion by Mr. Spear of Cumberland that body voted to insist upon its former action and ask for a committee of conference.

The PRESIDENT pro tem: The President will later announce the committee of conference.

From the House: An Act relating to expenditures and returns of can-

didates for public office. (H. D. 31.)

(In the Senate, on March 24th, the majority report of the Committee on Judiciary "ought to pass" accepted, House Amendment A adopted in concurrence and the bill and House Amendment A indefinitely postponed in non-concurrence.

In the House, that body insisted on its former action whereby the bill was passed to be engrossed as amended by House Amendment A and asked for a committee of conference, the Speaker having appointed as members of such committee on the part of the House, Mr. Hale of Portland, Mr. Holman of Bangor and Mr. Patterson of Castine.

In the Senate:

Mr. CARTER of Androscoggin: Mr. President, I move that the Senate adhere to its former action.

The PRESIDENT pro tem: The Chair will explain that there are three courses: To insist, to recede and concur or to adhere, and if this body now votes to adhere the measure will die between the two branches, as the Chair understands it. Is it the pleasure of the Senate to adhere to its former action?

The motion to adhere prevailed.

From the House: The Committee on Public Utilities, on An Act relating to approval by the Public Utilities Commission of Issues of Stock, bonds, notes or other evidences of indebtedness by public utility corporations (H. D. 103) reported that the same ought to pass.

In the House, the bill was indefinitely postponed.

In the Senate:

Mr. DOUGLAS of Hancock: Mr. President, I move that we concur with the House in the indefinite postponement of this bill.

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

The motion to table prevailed.

House Bills in First Reading

Resolve to reimburse the town of Kingman for support of Ed. Priest, a State Pauper (H. D. 440).

Resolve in favor of the town of Medway, for reimbursement of amount expended for the care and maintenance of Martin Reardon, a Pauper (H. D. 441).

Resolve in favor of the town of Cherryfield, in the county of Wash-

ington, for reimbursement for moneys expended in defense of three actions at law brought against it (H. D. 449).

An Act relating to Robert W. Traip Academy (H. D. 444).

An Act to extend the charter of the Central Heating Company of Portland (H. D. 445).

An Act to amend act entitled "The Insolvent Law" (H. D. 448).

Resolve in favor of the purchase of "Maine Physicians Members of the Massachusetts Medical Society at the Separation (H. D. 447).

An Act to incorporate the Franklin Water Company (H. D. 442).

An Act to amend Chapter 390 of Private and Special Laws of 1907 entitled An Act to incorporate the Livermore Falls Water District (H. D. 443).

Bills in First Reading

An Act establishing Mount Bigelow Game Preserve in the Counties of Franklin and Somerset (S. D. 280).

An Act providing for the improvement of conveyance of pupils to common schools (S. D. 281).

An Act to provide a town manager form of government for the town of Camden (S. D. 283).

An Act to increase the salary of the Judge of the Western Somerset Municipal Court (S. D. 284).

An Act relating to certain State Parks. (H. D. 285).

Reports of Committees

Mr. Drake, from the Committee on Inland Fisheries and Game, on Resolve in favor of a Feeding Pond for Fish at the Belgrade Hatchery (S. P. 285) reported that the same be placed on file, as action thereon is unnecessary.

Mr. Crafts, from the same Committee, on bill An Act to create a bird sanctuary on Mt. Desert Island in the county of Hancock (S. D. 111) reported that the same be placed on file, as Legislation thereon is inexpedient at this time.

Mr. Harriman, from the Committee on Claims, on Resolve in favor of the town of Oakland for money paid for mothers' aid (S. P. 275) reported that the same ought to pass.

The same Senator, from the same Committee, on Resolve to reimburse Elliottsville Plantation for support of John Lynch, a State Pauper (S. P. 236) reported that the same ought to pass.

Mr. Crafts, from the Committee

on Inland Fisheries and Game on bill An Act relating to the issuance of permits to propagate game birds, game and fur-bearing animals (S. D. 157) reported the same in a new draft, under the same title (S. P. 540) and that it ought to pass.

Mr. Drake, from the same Committee, on bill An Act relating to trolling with motor boats in the Rangeley Chain of Lakes (S. P. 334) reported the same in a new draft, under the title of An Act to prohibit the use of more than two lines for trolling at any time in one boat or other vessel or conveyance in the Rangeley Chain of Lakes, so-called, situated partly in the county of Franklin and partly in the county of Oxford (S. P. 541) and that it ought to pass.

Mr. Lord, from the same committee, on bill An Act relating to the protection of hares or rabbits (S. P. 106) reported the same in a new draft, under the title of An Act relating to the protection of wild hares or rabbits (S. P. 542) and that it ought to pass.

The same Senator, from the same Committee, on bill An Act relating to ice fishing in Annabessacook Lake, in Kennebec County (S. P. 216) reported that the same ought to pass.

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

Mr. Oakes, from the Committee on Judiciary, on bill An Act regulating speed at intersecting ways (S. D. 174) reported that the same ought to pass.

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

Mr. Speirs, from the Committee on Pensions, on Resolve providing for a State Pension for Timothy F. Donovan, of Lewiston (S. P. 337) reported the same in a new draft, under the same title (S. P. 543) and that it ought to pass.

The same senator, from the same Committee, on Resolve, providing for a State Pension for Nellie Buck, of Lewiston (S. P. 341) reported that the same ought to pass.

The same Senator, from the same Committee, on Resolve providing for a State Pension for Mabel Arm-

strong, of Lewiston (S. P. 339) reported that the same ought to pass.

The same Senator, from the same Committee, on Resolve providing for a State Pension for Bertha J. Hodson, of Lewiston (S. P. 340) reported that the same ought to pass.

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

Orders of the Day

On motion by Mr. Carter of Androscoggin, the Senate voted to take from the table An Act relating to the jurisdiction of the Probate Court, (S. D. 112) tabled by that Senator earlier in today's session pending further consideration.

Mr. CARTER of Androscoggin: Mr. President, I now move the adoption of House Amendment A.

Mr. DWINAL of Knox: Mr. President, may we have the amendment read?

(The amendment was read by the Secretary.)

Mr. CARTER: Mr. President, I would say in support of my motion, for the information of the Senate, that I had the bill at my desk after tabling it and I think it is simply a grammatical correction, striking out the word "that" which makes it better English. It seems to me that is all there is to the amendment and that is why I move its adoption.

The motion to adopt House Amendment A prevailed, and on further motion by the same Senator, the bill as so amended was passed to be engrossed.

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

Ordered, that the Governor be requested to return to the Senate, Senate Paper 125, Senate Document 49, An Act relating to Eastern Standard Time, for the purpose of amendment.

On motion by Mr. Slocum of Cumberland, the Senate voted to reconsider its action taken earlier in today's session, whereby resolve in favor of the State Armory in the City of Portland (H. P. 1101), was passed to be engrossed as amended by House Amendment A in concurrence; and on further motion by the same Senator the resolve and

amendment were laid upon the table pending further consideration.

Mr. OAKES of Cumberland: Mr. President, I move we take from the table a matter which I laid upon the table previously today, An Act relating to approval by the Public Utilities Commission of Issues of Stock, Bonds, Notes or other evidences of indebtedness by public utility corporations, (H. D. 103) and I believe the pending question was the motion by Senator Douglas that we indefinitely postpone in concurrence with the House, and I yield to Senator Douglas.

Mr. DOUGLAS: Mr. President, I move the bill take its proper course.

Mr. CARTER of Androscoggin: Mr. President, will you give me the parliamentary situation of the bill?

The PRESIDENT pro tem: The Committee reported "ought to pass" and it comes from the House indefinitely postponed.

Mr. CARTER: Mr. President, I now move we concur with the House in the indefinite postponement of this bill.

The motion to indefinitely postpone, in concurrence prevailed.

At this point the President resumed the chair amidst the applause of the Senate.

Upon motion by Mr. Oakes of Cumberland, the Senate voted to take from the table An Act relating to passes on common carriers for Public Utilities Commission (H. D. 168) tabled by that Senator on March 23d pending passage to be engrossed.

Mr. OAKES of Cumberland: Mr. President, I now move it be passed to be engrossed and speaking to the motion, I wish to state that this act is very short, and words are struck out of the law so that it reads "Every public utility within the state shall furnish all reasonable facilities to the public utilities commission for the prompt and faithful discharge of its duties", and I wanted to have it on record that in voting for this bill we realized that we are merely taking the expense of the Public Utilities Commission for travel from the Public Utilities Commission and placing it upon the State; that there is no personal element as to the individual members of the Public Utilities Com-

mission or the employees of the Commission involved, and in connection with it I would ask the Secretary to read this statement showing the passes now held by the Commission and the employees of the Commission.

The Secretary read the following communication:

STATE OF MAINE

Public Utilities Commission

March 2, 1927.

I, George F. Giddings, Clerk to the Public Utilities Commission, hereby certify that the following is a list of the names of the Commission and its officials to whom certificates of transportation have been issued by the Maine Central Railroad Company for 1927:

Charles E. Gurney, Chairman, Certificate No. F-1.

Herbert W. Trafton, Commissioner, Certificate No. F-2.

Albert Greenlaw, Commissioner, Certificate No. F-3.

George F. Giddings, Clerk, Certificate No. F-4.

Lucy L. Johnson, Assistant Clerk, Certificate No. F-15.

Frank J. McArdle, Chief of Rates, Certificate No. F-5.

Elmer E. Parkman, Chief Inspector, Certificate No. F-6.

Frank A. Dolloff, Assistant Inspector, Certificate No. F-7.

John E. Goodwin, Acting Chief Engineer, Certificate No. F-8.

Spofford Giddings, Assistant Engineer, Certificate No. F-9.

Albert E. Lamb, Accountant, Certificate No. F-10.

George A. Colburn, Auditor, Certificate No. F-11.

Reuel Hanks, Official Reporter, Certificate No. F-16.

Ervin Lander, Assistant Reporter, Certificate No. F-13.

M. R. Stackpole, Engineer, Certificate No. F-14.

Archie E. Fairbanks, Steamboat Inspector, Certificate No. F-12.

I further certify that no employee of the Commission except those noted above have certificates of transportation over any steam or electric railroads, or on steamboats or ferry boats.

GEORGE F. GIDDINGS, Clerk
State of Maine
Kennebec ss

Personally appeared the above named George F. Giddings and made oath to

the truth of the foregoing statement subscribed to before me.

GEORGE A. COLBURN,
Justice of the Peace.

The PRESIDENT: The question is on the motion of Senator Oakes of Cumberland, that this bill be passed to be engrossed. Is this the pleasure of the Senate?

The motion to pass to be engrossed prevailed.

On motion by Mr. Spear of Cumberland, the Senate voted to take from the table An Act relating to fishing in Watchic Pond, in the Town of Standish, in the County of Cumberland (H. D. 430), tabled by that Senator on March 24th pending sec-

ond reading; and on further motion by the same Senator, the bill was given its second reading and was passed to be engrossed.

The PRESIDENT: The Chair appoints as members of the Committee of Conference on the part of the Senate, on Resolve to Appropriate Money for Compiling and advertising the agricultural, industrial and recreational resources of the state (S. D. 1): Senator Spear of Cumberland, Senator Oakes of Cumberland and Senator Miner of Washington.

On motion by Mr. Dwinal of Knox Adjourned until tomorrow morning at ten o'clock.