

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Fourth Legislature

OF THE

STATE OF MAINE

1929

KENNEBEC JOURNAL COMPANY  
AUGUSTA, MAINE

**HOUSE**

Tuesday, February 19, 1929.

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

Prayer by the Rev. Mr. Porter of Gardiner.

Journal of the previous session read and approved.

Mr. KITCHEN of Presque Isle: Mr. Speaker, out of order and under suspension of the rules I wish to ask the unanimous consent of the House in a matter of personal privilege.

The SPEAKER: The gentleman from Presque Isle, Mr. Kitchen, rises to a point of personal privilege, and the Chair recognizes the gentleman.

Mr. KITCHEN: It appears, Mr. Speaker, that a certain member of this Legislature today finds himself one year older than he did when we adjourned our session last Friday. He is, therefore, celebrating a birthday. We feel that it is fitting and proper to pause at this time for one moment to extend to him our hearty greetings, our good wishes and our sincere hope for many happy returns of the day, and to place in his hands a matter which he may well lay on the table without any fear of a member of this House demanding that he assign a day certain for the removal thereof.

In behalf of the members of the Eighty-fourth Legislature I present this bouquet of flowers, and with it the wishes of the members of this Legislature for his continued health and happiness, to the oldest member of this House, the genial, big-hearted member from Portland, Ed Rounds. (Prolonged applause, the members rising)

Mr. ROUNDS: Mr. Speaker—

The SPEAKER: The gentleman from Portland, Mr. Rounds.

Mr. ROUNDS: Ladies and gentlemen of this House: I want to thank you for this beautiful bouquet of flowers, but I hope you will not have to lay me away and offer flowers at that time,—not for years to come. Thanking you again, I remain yours truly. (Applause)

Papers from the Senate disposed of in concurrence.

**Senate Bills in First Reading**

S. P. 131, S. D. 61: An act to amend the banking laws of this State.

S. P. 245, S. D. 100: Resolve in favor of the Central Maine Sanatorium for the laying for a six-inch water main from the county highway to the sanatorium buildings.

S. P. 404, S. D. 164: An act to fix the salary of the Judge of Probate for the county of Somerset.

S. P. 405, S. D. 165: An act relating to the salary of the Register of Probate of Somerset county.

The following bills, petitions and remonstrances were received, and, upon recommendation of the committee on reference of bills, were referred to the following committees:

**Agriculture**

By Mr. Seavey of Sherman: An act to amend Section 110, Chapter 4 of the Revised Statutes relating to payment of damages done by dogs and wild animals to domestic animals. (H. P. 1204)

(500 copies ordered printed)

By Mr. Stetson of West Sumner: An act relating to packing and branding apples. (H. P. 1205)

(500 copies ordered printed)

**Agriculture and Inland Fisheries and Game**

By Mr. Burr of Mattawamkeag: Petition in favor of an act placing a bounty on bear in towns and plantations where damage is being done to valuable domestic animals. (H. P. 1206)

By Mr. Briggs of Montville: Petition in favor of same. (H. P. 1207)

By Mr. Quint of Limerick: Petition in favor of same. (H. P. 1226)

By Mr. White of Dyer Brook: Petition in favor of same. (H. P. 1227)

**Education**

By Mr. Allen of Sanford: An act to amend Section 3 of Chapter 209 relating to Teachers' Retirement System. (H. P. 1208)

(500 copies ordered printed)

**Inland Fisheries and Game**

By Mr. Patterson of Freeport:

An act relating to Smelts. (H. P. 1209)

(500 copies ordered printed)

By Mr. Wing of Kingfield. An act relating to bounty on porcupines or hedgehogs. (H. P. 1210)

(500 copies ordered printed)

#### Judiciary

By Mr. Williamson of Augusta: An act for the regulation and control of outdoor advertising. (H. P. 1211)

(500 copies ordered printed)

By Mr. Melcher of Rumford: An act authorizing the State Highway Commission to designate county and town highways as through ways. (H. P. 1212)

(500 copies ordered printed)

By Mr. Powers of Caribou: An act relating to voting by persons physically incapacitated (H. P. 1213)

(500 copies ordered printed)

By Mr. Bishop of Boothbay Harbor: An act to amend Sections 44, 45 and 48 of the Revised Statutes, relating to procedure before Public Utilities Commission. (H. P. 1214)

(500 copies ordered printed)

#### Legal Affairs

By Mr. Bissett of Portland: Remonstrance of David Carvel of Portland, Maine, and 15 others against (H. D. 178) to create a Board of Registration of Master Plumbers (H. P. 1215).

By the same gentleman: Remonstrance of Frank J. Devine of Portland and 21 others against same (H. P. 1216).

By the same gentleman: Remonstrance of Frank Fuller of Portland and 34 others against same (H. P. 1217).

By the same gentleman: Remonstrance of Wm. A. Cahoon of Portland and 288 others against same (H. P. 1218).

By Mr. Sargent of Brewer: An act to regulate the manufacture of bedding and upholstery (H. P. 1219).

(500 copies ordered printed).

#### Revision of The Statutes

By Mr. Stone of Biddeford: An act to amend Chapter 167 of the Public Laws of 1925 relative to the limitation of actions for injuries caused by motor vehicles (H. P. 1220).

(500 copies ordered printed).

#### Sea and Shore Fisheries

By Mr. Patterson of Freeport: An act relating to smelt fishing (H. P. 1221)

(500 copies ordered printed).

#### Ways and Bridges

By Mr. Rogers of Greenville: Petition of E. L. Dean and others in favor of Jackman-Greenville Highway (H. P. 1222).

By Mr. Powers of Caribou: An act relating to the removal of snow from highways and town ways (H. P. 1223).

(500 copies ordered printed).

By Mr. Kitchen of Presque Isle: An act relating to a tax on gasoline (H. P. 1224).

(On motion by Mr. Hammond of Van Buren tabled pending reference and specially assigned for Thursday, Feb. 21; and on further motion by the same gentleman 500 copies ordered printed).

By the same gentleman: An act to provide funds for the construction of State highways (H. P. 1225).

(500 copies ordered printed).

#### Reports of Committees

Mr. Libby from the Committee on Public Health reported Ought not to pass on bill an act to regulate the practice of the system, method or science of healing known as naturopathy and to create a Board of Examination and Registration for those desiring to practice the same and providing penalties for violation of this act (H. P. 426) (H. D. 137).

Report read and accepted and sent up for concurrence.

Mr. Sturgis from the Committee on Agriculture reported ought to pass on bill an act relating to inventory of exempt live stock and fowl (H. P. 74) (H. D. 33)

Mr. McCart from the Committee on Judiciary reported same on bill an act relating to the manner of signing certificates of shares (H. P. 600) (H. D. 172).

Reports read and accepted, and the bills having already been printed were read twice under suspension of the rules and tomorrow assigned.

By Mr. King from the Committee on Claims on resolve in favor of the town of Orono to assist in the support of pauper (H. P. 383) (H. D. 108) reported same in a new

draft (H. P. 1203) under the same title and that it ought to pass.

By Mr. Wing from the Committee on Judiciary on bill an act to amend Paragraph XVII of Section 6 of Chapter 1 of the Revised Statutes, relating to rules of construction; corporate seals (H. P. 602) (H. D. 174) reported same in a new draft (H. P. 1202) under same title and that it ought to pass.

Mr. Farris from same Committee on bill an act relating to rules of construction; signatures (H. P. 603) (H. D. 175) reported same in a new draft (H. P. 1201) under same title and that it ought to pass.

Reports read and accepted and the new drafts ordered printed under the Joint Rules.

#### First Reading of Printed Bills and Resolves

(H. P. 333) (H. D. 376) An act to extend the charter of the Patten Water and Power Company.

(H. P. 339) (H. D. 377) An act relating to taking of smelts in Saco River.

(H. P. 613) (H. D. 380) An act to amend the charter of Farmington Falls Electric Company.

(H. P. 615) (H. D. 381) An act to extend the charter granted to the Sandy River and Rangeley Lakes Railway Company.

(H. P. 681) (H. D. 382) An act to authorize the Forest Commissioner to sell a part of the Public Lot in Lakeville Plantation in Penobscot County.

(H. P. 1167) (H. D. 365) An act to incorporate the Eastport Water District.

(H. P. 1172) (H. D. 364) An act concerning guardianship of incompetent veterans and of minor children of disabled or deceased veterans, and the commitment of veterans, and to make uniform the law with reference thereto.

(H. P. 329) (H. D. 375) Resolve providing for a State pension for Angie N. Willard of West Gardiner.

(H. P. 330) (H. D. 374) Resolve providing for an increase in State pension for Mrs. Alfred Polk of Lewiston.

(H. P. 611) (H. D. 378) Resolve to repeal a resolve providing for a State pension for Ivanilla Nute of Lewiston.

(H. P. 612) (H. D. 379) Resolve providing for an increase in State

pension for Frank A. Choate of Montville.

(H. P. 734) (H. D. 384) Resolve to modify the conditions of the gift from B. C. Jordan to the State of Maine for the purpose of encouraging cultivation of forests.

(H. P. 735) (H. D. 383) Resolve authorizing the Forest Commissioner to convey to the Gould Electric Company a certain piece of land on the Public Lot in Township 10, Range 4, West of the East Line of the State, Aroostook County.

(H. P. 1197) (H. D. 385) Resolve in favor of John S. Nelson, Representative of the Penobscot Tribe of Indians.

(H. P. 1198) (H. D. 386) Resolve in favor of Abbie A. Norton of Industry for State pension.

#### Passed to be Engrossed

(S. P. 3740) (S. D. 156) An act relating to clerk hire in the office of Register of Probate in Androscoggin County.

(H. P. 24) (H. D. 8) An act relating to taking of clams in Trenton.

(H. P. 174) (H. D. 355) An act relating to the expenses of the State Historian.

(H. P. 428) (H. D. 138) An act relating to the taking of additional land by railroad corporations; proceedings before the Public Utilities Commission.

(Tabled by Mr. Rounds of Portland pending third reading.)

(H. P. 429) (H. D. 139) An act relating to increases in capital stock of railroad corporations.

(H. P. 617) (H. D. 183) An act to extend the charter granted to the Union Terminal Company.

(H. P. 644) (H. D. 356) An act relating to the Presque Isle Sewer District.

(H. P. 645) (H. D. 357) An act relating to the Presque Isle Sewer District.

(H. P. 1168) (H. D. 358) An act relating to the regulation of the practice of the system, method or science of healing known as osteopathy.

(Tabled by Mr. Sturgis of Auburn pending third reading, and specially assigned for Thursday, Feb. 21)

(H. P. 1169) (H. D. 359) An act to empower and direct the Governor and Council to sell and convey certain property in Bath to the city of Bath.

(H. P. 1170) (H. D. 360) An act authorizing the city of Portland to provide by ordinance for the retirement, pension and annuity to dependents of members of the police and Fire Departments.

(Tabled by Mr. Merrill of Dover-Foxcroft pending third reading)

(H. P. 1171) (H. D. 361) An act to amend the charter of the Mutual Fire Insurance Company of Saco, Maine.

(H. P. 175) (H. D. 362) Resolve for the purchase of "A History of Pemaquid".

(H. P. 245) (H. D. 363) Resolve for the purchase of 100 copies of the History of the town of Lincoln.

(H. P. 423) (H. D. 128) Resolve providing for a State pension for Eliza F. Withee of Vassalboro.

Paper from the Senate out of order.

Ordered, the House concurring, that bill an act relating to the Portland Water District, S. P. 321, S. D. 116, be recalled from the committee on Public Utilities, and that bill an act relating to a filtering plant or system for the Portland Water District, S. P. 237, S. D. 102, be recalled from the committee on Public Health, and that bill an act to amend the charter of the Portland Water District, S. P. 246, S. D. 105, be recalled from the committee on Taxation.

And be it further ordered, the House concurring, that these three bills be referred to the committee on Legal Affairs, to be heard in Portland, Friday, February 22nd.

In the Senate, read and passed.

In the House, on motion by Mr. Chase of Cape Elizabeth, a viva voce vote being taken, tabled pending passage in concurrence, and on further motion by the same gentleman specially assigned for tomorrow morning at ten o'clock.

#### Orders of the Day

On motion by Mr. Vose of Cushing, the House voted to reconsider its action whereby it referred H. P. 1191, an act to provide revenue to support the Sea and Shore Fisheries Department to the committees on Taxation and Sea and Shore Fisheries jointly; and on further motion by the same gentleman the bill was referred to the committee on Taxation and 500 copies ordered printed.

The SPEAKER: Under tabled and today assigned the Chair presents S. P. 412, S. D. 171, an act to amend 20 of Chapter 34 of the Revised Statutes relative to State stipends to agricultural societies, tabled on February 15 by the gentleman from Houlton, Mr. Crawford, pending reference in concurrence; and the Chair recognizes the gentleman.

On motion by Mr. Crawford the bill was referred to the committee on Revision of Statutes in concurrence.

On motion by Mr. Seavey of Sherman,

Adjourned until ten o'clock tomorrow morning.