

MAINE STATE LEGISLATURE

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



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

Legislative Record

OF THE

Eighty-Sixth Legislature

OF THE

STATE OF MAINE

1933

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

SENATE

Wednesday, February 8, 1933.

Senate called to order by the President.

Prayer by the Rev. Herbert E. P. Pressey of Augusta.

Journal of yesterday read and approved.

Papers from the House disposed of in concurrence.

From the House:

Bill "An Act relating to open season on fishing in York County." (S. P. 240).

(In the Senate on February 1 referred to the Committee on State Lands and Forest Preservation).

In the House, referred to the Committee on Inland Fisheries and Game in non-concurrence.

In the Senate, on motion by Mr. Viles of Kennebec, that body voted to recede and concur with the action of the House.

From the House:

Bill "An Act to incorporate the Mutual Insurance Companies Trust Company of Presque Isle." (S. P. 232).

(In the Senate referred to the Committee on Mercantile Affairs and Insurance).

In the House, indefinitely postponed in non-concurrence.

In the Senate, on motion by Mr. Story of Aroostook, that body voted to recede and concur with the action of the House.

House Bills in First Reading

Resolve relating to ice fishing in Eagle, Square and St. Froid Lakes. (H. P. 121, L. D. 69).

An act relating to appointment of agent by non-resident mortgagee. (H. P. 28, L. D. 18).

An Act validating the election of the City Assessor of Eastport. (H. P. 1004, L. D. 274).

An Act relating to the Board of Directors of the European & North American Railway. (H. P. 159, L. D. 86).

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

Agriculture

Mr. Littlefield of York: An Act relating to certain changes being

made in the weights and measures law. (S. P. 291).

(On motion by Mr. Bissett of Cumberland, tabled pending reference).

The same Senator: An Act relating to weights and measures. (S. P. 296).

(On motion by Mr. Bissett of Cumberland, tabled pending reference).

Mr. Robie of Cumberland: An Act regulating the manufacture and sale of ice cream and other frozen desserts. (S. P. 297).

Mr. Weymouth of Penobscot: An Act providing for the branding of commercial fertilizers. (S. P. 298).

(500 copies of the last two bills ordered printed).

Sent down for concurrence.

Appropriations and Financial Affairs

Mr. Viles of Kennebec: An Act relating to certain unnegotiable bonds in the custody of the Treasurer of State. (S. P. 299).

The same Senator: Resolve appropriating moneys for anticipated overdrafts for which no legislative appropriation has been made, and to provide for carrying on the activities of departments and institutions for the remaining months of the fiscal year ending June 30, 1933. (S. P. 300).

Mr. Viles of Kennebec: An Act relating to returns of telephone and telegraph companies and apportionment of tax. (S. P. 301).

The same Senator: An Act relating to transfer of surplus state funds. (S. P. 302).

Mr. Bissett of Cumberland: An Act relating to support of persons falling into distress. (S. P. 303).

(500 copies of the last three bills ordered printed).

Sent down for concurrence.

Banks and Banking

Mr. Robie of Cumberland: An Act amending Sections 138 and 139 of Chapter 57 of the Revised Statutes and defining certain powers of industrial banks. (S. P. 304).

Mr. Page of Somerset: An Act to provide for the organization of central banking corporations. (S. P. 305).

The same Senator: An Act to amend the Banking Laws by amending Section 91 of Chapter 57 of the Revised Statutes. (S. P. 306).

Mr. Robie of Cumberland: An Act

to amend the law relating to savings banks investments. (S. P. 307).
(500 copies of the last three bills ordered printed).

Sent down for concurrence.

Education

Mr. Blaisdell of Hancock: An Act relating to closing Gorham Normal School. (S. P. 308).

(On motion by Mr. Blaisdell of Hancock, tabled pending reference).

The same Senator: An Act relating to closing Farmington Normal School. (S. P. 309).

(On motion by Mr. Blaisdell of Hancock, tabled pending reference).

The same Senator: An Act relating to closing Presque Isle Normal School. (S. P. 310).

(On motion by Mr. Blaisdell of Hancock, tabled pending reference).

The same Senator: An Act relating to closing Machias Normal School. (S. P. 311).

(On motion by Mr. Blaisdell of Hancock, tabled pending reference).

Inland Fisheries and Game

Mr. Robie of Cumberland: An Act relating to Back Bay Sanctuary. (S. P. 312).

(On motion by Mr. Robie of Cumberland, tabled pending reference).

Mr. Angell of York: An Act relative to the making and publishing of rules and regulations, by the Commissioner of Inland Fisheries and Game. (S. P. 313).

Mr. Schnurle of Cumberland: Resolve relating to rules and regulations on bounties. (S. P. 314).

The same Senator: An Act relating to the making of local regulations for fishing and game sanctuaries. (S. P. 315).

(500 copies of the last three bills ordered printed).

Sent down for concurrence.

Insane Hospitals

Mr. McDonald of Washington: An Act relating to admittance of insane patients to hospitals for temporary care. (S. P. 316).

(500 copies ordered printed).

Sent down for concurrence.

Judiciary

Mr. Story of Aroostook: An Act relating to tax foreclosures. (S. P. 317).

(On motion by Mr. Story of Aroostook, tabled pending reference).

Mr. Murchie of Washington: An Act to abolish the February term

of the Superior Court for the County of Washington. (S. P. 318).

Mr. Schnurle of Cumberland: An Act relating to the appointment of a receiver for an insolvent debtor upon voluntary petition. (S. P. 319).

Sent down for concurrence.

Mr. Farnsworth of Aroostook: An Act relating to forcible entry and detainer. (S. P. 320).

Mr. Holmes of Androscoggin: An Act changing the time required to establish or lose a pauper settlement. (S. P. 321).

The same Senator: An Act making the state liable for support of all persons falling into distress. (S. P. 322).

The same Senator: An Act relating to support of dependent persons. (S. P. 323).

The same Senator: An Act relating to state aid in support of the poor. (S. P. 324).

Mr. Jackson of Cumberland: An Act to require the payment of a license fee from certain peddlers. (S. P. 325).

The same Senator: An Act relating to registration of motor vehicles for use on islands. (S. P. 326).

Mr. Jackson of Sagadahoc: An Act relating to partition of real estate. (S. P. 327).

Mr. Murchie of Washington: An Act to amend certain sections of Chapter 150 of the Revised Statutes known as the uniform criminal Extradition act. (S. P. 328).

The same Senator: Uniform act to secure the attendance of witnesses from without the state in criminal cases. (S. P. 329).

The same Senator: An Act to provide for the appointment of additional justices of the Supreme Judicial or Superior Courts in cases where any justice thereof is totally and permanently disabled. (S. P. 330).

Mr. Weatherbee of Penobscot: An Act to amend Revised Statutes of Maine, Chapter 29, Section 4, relating to stationary vehicles obstructing way. (S. P. 331).

The same Senator: An Act to amend Revised Statutes of Maine, Chapter 146, Section 27, relating to appeal when punishment is imprisonment for life and in certain other criminal cases. (S. P. 332).

Mr. Weeks of Somerset: An Act to amend Revised Statutes, Chapter 94, Section 56, relating to service of precepts by constables. (S. P. 333).

The same Senator: An Act re-

lating to autopsies on unclaimed bodies. (S. P. 334).
(500 copies of each ordered printed.)

Sent down for concurrence.

Legal Affairs

Mr. Littlefield of York: An Act relating to registration number plates. (S. P. 335).

Sent down for concurrence.

Public Utilities

Mr. Weatherbee of Penobscot: An Act relating to plant railroads and definition thereof. (S. P. 336).

Mr. Kitchen of Aroostook: An Act relating to abolishment of grade crossings. (S. P. 337).

Mr. Murchie of Washington: An Act controlling public utility relations with affiliated interests involving contracts and loans. (S. P. 338).

Mr. Schnurle of Cumberland: An Act relating to connections made by water utilities between street mains and abutting properties. (S. P. 339).

(500 copies of the last three bills ordered printed.)

Sent down for concurrence.

Sea and Shore Fisheries

Mr. Blaisdell of Hancock: An Act relating to lobster fisherman's licenses. (S. P. 340).

The same Senator: An Act to protect the propagation and cultivation of quahaugs. (S. P. 341).

Mr. McLoon of Knox: An Act relating to measurement of lobsters. (S. P. 342).

(500 copies ordered printed.)

Sent down for concurrence.

Thereupon, on motion by Mr. Blaisdell of Hancock, the Senate voted to reconsider its action just taken whereby, An Act relating to lobster fisherman's licenses (S. P. 340) was referred to the Committee on Sea and Shore Fisheries; and on further motion by the same Senator the bill was laid upon the table pending reference and 500 copies ordered printed.

On further motion by the same Senator, the Senate voted to reconsider its action just taken whereby, An Act to protect the propagation and cultivation of quahaugs (S. P. 341) was referred to the Committee on Sea and Shore Fisheries; and on further motion by the same Senator the bill was laid upon the table pending reference and 500 copies ordered printed.

On further motion by the same Senator, the Senate voted to recon-

sider its action just taken whereby, An Act relating to measurement of lobsters (S. P. 342) was referred to the Committee on Sea and Shore Fisheries; and on further motion by the same Senator the bill was laid upon the table pending reference and 500 copies ordered printed.

State Lands and Forest Preservation

Mr. Viles of Kennebec: An Act amending Chapter 306, P. L. 1929 relating to auxiliary state forests. (S. P. 343).

(On motion by Mr. Viles of Kennebec, tabled pending reference and 500 copies ordered printed.)

State Prison

Mr. McLoon of Knox: An Act relating to parole of prisoners. (S. P. 344).

(500 copies ordered printed.)

Sent down for concurrence.

State School for Girls, State School for Boys and State Reformatories

Mr. Weeks of Somerset: An Act relating to commitment to and length of sentence at the Reformatory for Women. (S. P. 345).

(500 copies ordered printed.)

Sent down for concurrence.

Taxation

Mr. Littlefield of York: An Act relating to taxation of motor vehicles. (S. P. 346).

(On motion by Mr. Littlefield of York, tabled pending reference.)

The same Senator: An Act relating to dealer's registration, fees for plates, etc. (S. P. 347).

(On motion by Mr. Littlefield of York, tabled pending reference.)

The same Senator: An Act relating to payment of tax must precede registration. (S. P. 348)

(On motion by Mr. Littlefield of York, tabled pending reference.)

Mr. Jackson of Cumberland: An Act amending sections 8 and 13 of Chapter 12 and sections 33 and 68 of Chapter 13 relating to assessment of state and county taxes. (S. P. 349).

The same Senator: An Act relating to state taxes for special funds. (S. P. 350).

Mr. Murchie of Washington: An Act to amend Section 90 of Chapter 12 of the Revised Statutes. (S. P. 351).

Mr. Viles of Kennebec: An Act relative to interest on taxes. (S. P. 352).

The same Senator: An Act rela-

tive to collection of taxes. (S. P. 353).

(500 copies of last five bills ordered printed.)

Sent down for concurrence.

Temperance

Mr. Littlefield of York: Remonstrance of Nellie B. Jordan and 106 others against any change of prohibitory laws. (S. P. 354).

Sent down for concurrence.

Ways and Bridges

Mr. Angell of York: An Act relating to beautification of landscape and roadsides. (S. P. 355).

(On motion by Mr. Angell of York, tabled pending reference.)

Mr. Viles of Kennebec: An Act relative to state highway in Highland Plantation. (S. P. 356).

Mr. Murchie of Washington: An Act to regulate the speed of motor vehicles. (S. P. 357).

(500 copies ordered printed.)

The same Senator: An Act to amend Sections 48 to 51 inclusive of Chapter 28 of the Revised Statutes. (S. P. 358).

Sent down for concurrence.

Mr. Kitchen of Aroostook: An Act relating to issuance of highway bonds. (S. P. 359).

(On motion by Mr. Kitchen of Aroostook, tabled pending reference.)

Reports of Committees

Mr. Seavey from the Committee on Pensions on "An Act relating to blind persons entitled to aid" (S. P. 26) reported that the same ought not to pass for reason that Revised Statutes of 1931, Chap. 158, Sec. 11, fully covers situation.

Mr. Weymouth from the Committee on Salaries and Fees on "An Act to reduce the pay of state employees" (S. P. 27) reported that legislation thereon is inexpedient, subject matter covered by another bill.

Mr. Winn from the same Committee on "An Act pertaining to the salaries of state officials and state employees" (S. P. 28) reported legislation thereon inexpedient, subject matter covered by another bill.

Mr. Frank H. Robie of the Committee on Appropriations and Financial Affairs on "Report of the State Auditor for the 18 months' period from July 1, 1930 to December 31, 1931" (S. P. 250) reported that the same be accepted and placed on file.

Which reports were severally read and accepted.

Sent down for concurrence.

Mr. Holman from the Committee on Judiciary on Bill "An Act to correct phraseology in Section 21 of Chapter 92" (S. P. 64) reported that the same ought to pass.

Mr. Weeks from the Committee on Judiciary on Bill "An Act to transfer law relating to the courts to the court chapter" (S. P. 65) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act to repeal obsolete law" (S. P. 66) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act to transfer Section 8 of Chapter 157 to Chapter 33" (S. P. 68) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act repealing obsolete sections" (S. P. 69) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act repealing obsolete law" (S. P. 71) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act to revise penalty provisions in Chapter 72" (S. P. 72) reported that the same ought to pass.

Which reports were read and accepted and laid on the table for printing under joint rules.

Passed to be Engrossed

An Act to amend the Chapter of Somerset Academy. (S. P. 49, L. D. 393).

An Act to extend Charter of Hinckley Development Company. (S. P. 271, L. D. 394).

Sent down for concurrence.

Orders of the Day

On motion by Mr. Angell of York, the Senate voted to reconsider its action of yesterday whereby, Resolve in favor of Bernard Andrews of Canton (H. P. 746, L. D. 412) was referred to the Committee on Inland Fisheries and Game in concurrence; and on further motion by the same Senator the resolve was referred to the Committee on Claims in non-concurrence.

Sent down for concurrence.

On motion by Mr. Angell of York, the Senate voted to reconsider its

action of yesterday whereby, Resolve in favor of Frederick A. Furbish of Mt. Vernon (H. P. 747, L. D. 413) was referred to the Committee on Inland Fisheries and Game in concurrence; and on further motion by the same Senator the resolve was referred to the Committee on Claims in non-concurrence.

Sent down for concurrence.

On motion by Mr. Viles of Kennebec, the Senate voted to reconsider its action taken earlier in today's session whereby, Bill "An Act relating to state aid to academies" (H. P. 760, L. D. 378), was referred to the Committee on Education in concurrence; and on further motion by the same Senator the bill was laid upon the table pending reference in concurrence.

On motion by Mr. Jackson of Sagadahoc, the Senate voted to take from the table, An Act to amend the charter of the City of Bath (S. P. 224), tabled by that Senator on February 1st pending reference; and on further motion by the same Senator the bill was referred to the Committee on Legal Affairs and 500 copies ordered printed.

Sent down for concurrence.

On motion by Mr. Jackson of Sagadahoc, the Senate voted to take from the table, An Act relating to a board of education for the city of Bath (S. P. 223), tabled by that Senator on February 1st pending reference; and on further motion by the same Senator the bill was referred to the Committee on Legal Affairs and 500 copies ordered printed.

Sent down for concurrence.

On motion by Mr. McDonald of Washington, the Senate voted to take from the table, An Act authorizing suspension of State Normal Schools (H. P. 587, L. D. 175), tabled by that Senator on February 2nd pending reference in concurrence; and on further motion by the same Senator the bill was referred to the Committee on Education in concurrence.

On motion by Mr. McDonald of Washington, the Senate voted to take from the table, An Act to repeal the act incorporating Number XIV Plantation in Washington County (H. P. 623, L. D. 184), tabled

by that Senator on February 2nd pending reference in concurrence; and on further motion by the same Senator the bill was referred to the Committee on Judiciary in concurrence.

On motion by Mr. Weeks of Somerset, the Senate voted to reconsider its action taken on the last legislative day whereby, An Act relating to the prepayment of taxes (H. P. 662, L. D. 205), was referred to the Committee on Taxation; and on further motion by the same Senator the bill was referred to the Committee on Legal Affairs in concurrence.

On motion by Mr. Weeks of Somerset, the Senate voted to take from the table, An Act for the regulation of the practice of hairdressing and cosmetic therapy (H. P. 1013, L. D. 421), tabled by that Senator on February 7th pending reference in concurrence.

Mr. WEEKS of Somerset: Mr. President, I now yield to the Senator from Cumberland, Senator Bissett.

Thereupon, on motion by Mr. Bissett of Cumberland, the bill was referred to the Committee on Public Health in concurrence.

On motion by Mr. Jackson of Cumberland, the Senate voted to take from the table, An Act providing for a new charter for the city of Portland (H. P. 859, L. D. 402), tabled by that Senator on February 7th pending reference in concurrence.

Mr. JACKSON of Cumberland: Mr. President, I yield to the Senator from Cumberland, Senator Bissett.

Thereupon, on motion by Mr. Bissett of Cumberland, the bill was referred to the Committee on Legal Affairs in concurrence.

The PRESIDENT: Is there anything further on the table, either on the calendar or tabled this morning, which can be taken from the table and sent along its course today?

Mr. LITTLEFIELD of York: Mr. President, I see that everybody wishes to clear the calendar, so as I have the only one left I guess I will take that from the table.

Thereupon, on motion by Mr. Littlefield of York, the Senate voted to take from the table, An Act relating to Ogunquit Beach District (H. P. 856, L. D. 264), tabled by that Senator on February 7th pending reference in concurrence; and on further motion by the same Senator the bill was referred to the Committee on Judiciary in concurrence.

The PRESIDENT: Is there any further business to come before the Senate this morning?

The Chair does not wish to harp too much on the closing date, but he is informed this morning by the Revisor of Statutes that every bill that was presented to him before the closing hour yesterday is in the possession of the two bodies this morning. As the Chair suggested a week ago yesterday in regard to

the closing of the doors for private and special legislation, he wishes to suggest again this morning that any member of the Senate who has any item of legislation which has not been introduced or is not in the possession of the body that he ask unanimous consent to introduce it now or for ever after hold his peace. Is there any member of the Senate who wishes to ask such unanimous consent?

There being no request for unanimous consent may the Chair once again express the hope that we will live up to our own rules and present no legislation hereafter except in the case of a matter of real emergency unforeseen before the closing date.

On motion by Mr. Weymouth of Penobscot,

Adjourned, until tomorrow morning at ten o'clock.