

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Fourth Legislature

OF THE

STATE OF MAINE

1909

SENATE.

Wednesday, Jan. 13, 1909.

Senate called to order by the President.

Prayer by Rev. Mr. Hope of Augusta.

Journal of previous session read and approved.

Bill, An Act to amend Section 48 of Chapter 40 of the Revised Statutes relating to the hours of labor of women and children. This bill came from the House referred to the committee on Labor. On motion by Mr. Looney of Cumberland, the bill was tabled for printing, pending reference in concurrence.

The following communication was received:

To the President of the Senate and Speaker of the House of Representatives:

I have the honor to herewith transmit the report of the Maine Tax Commission for 1908.

Very respectfully,

Your obedient servant,

(Signed)

A. I. BROWN,
Secretary of State.

On motion by Mr. Wheeler of Cumberland, the foregoing communication with accompanying bills was referred to the committee on Taxation.

The following communication was received:

To the President of the Senate and Speaker of the House of Representatives:

I have the honor to herewith transmit the report of the Commission of Industrial and Labor Statistics for the years 1907 and 1908.

Very respectfully,

Your obedient servant,

(Signed)

A. I. BROWN,
Secretary of State.

On motion by Mr. Looney of Cumberland, the foregoing communication with accompanying report were referred to the committee on Labor.

The following communication was received:

To the President of the Senate and Speaker of the House:

I have the honor to herewith trans-

mit the report of bridge investigation made by the State commissioner of Highways as ordered by the 73d Legislature of the State of Maine.

Very respectfully,

Your obedient servant,

(Signed)

A. I. BROWN,
Secretary of State.

On motion by Mr. Donigan of Somerset the foregoing communication with accompanying report was referred to the committee on Ways and Bridges.

The following bills, petitions and resolves were presented and referred:

Judiciary.

By Mr. Baxter of Cumberland: Bill, An Act relating to the issue of bonds.

Also: Bill, An Act to make uniform the law of warehouse receipts.

Also: Bill, An Act relating to the Portland Society of Art.

Also: An Act to make uniform the law relating to the sale of goods.

By Mr. Eaton of Washington: Bill, An Act relating to municipal bonds and notes.

By Mr. Looney of Cumberland, Bill, An Act to extend the charter of the Somerset Trust Company.

By Mr. Warren of Cumberland: Bill, An Act additional to Chapter 144 of the Revised Statutes providing for the recovery of money improperly paid by the State for the support of insane paupers. Also: Bill, An Act creating a State Board of Charities and Corrections. Also: Bill, An Act to provide for the removal of foreign paupers.

By Mr. Wheeler of Cumberland: Bill, An Act to excuse the filing of bonds by administrators in certain cases.

Also: Bill, An Act to amend Section 46 of Chapter 106 of the Revised Statutes relating to the appointment of surveyors in real actions. Also: Bill, An Act to amend Section 2 of Chapter 65 of the Revised Statutes, relating to judges of probate.

Legal Affairs.

By Mr. Looney of Cumberland: Bill, An Act relating to negotiable instruments (being an Act to establish a law uniform with the laws of other states on that subject). On motion by the same senator, the bill was tabled

for printing, pending reference to the committee on Judiciary.

By Mr. Osgood of Androscoggin: Bill, An Act to protect benevolent, humane, fraternal or charitable corporations in the use of their names and emblems, and providing penalties for the violation thereof.

By Mr. Wheeler of Cumberland: Bill, An Act relating to special contracts between employers and employes.

By Mr. Baxter of Cumberland: Petition of Charles A. Maxwell of Portland and 3 others asking for an amendment to Sections 13 and 14 of Chapter 131 of the Revised Statutes relating to private detectives as amended by Chapter 9 of the Public Laws of 1907.

Appropriations and Financial Affairs.

By Mr. Baxter of Cumberland: Resolve in favor of Maine Home for Friendless Boys.

Also: Resolve in favor of the Maine State Sanatorium Association for the years 1909 and 1910.

By Mr. Warren of Cumberland: Resolve in favor of Maine General hospital at Portland.

By Mr. Walker of Hancock: Resolve in favor of Frank Fellows.

By Mr. Eaton of Washington: Resolve in favor of Joseph W. Simpson.

By Mr. Osgood of Androscoggin: Resolve in favor of the Central Maine General hospital at Lewiston.

By Mr. Macomber of Kennebec: Resolve in favor of the Augusta City hospital.

By Mr. Knowlton of Piscataquis: Resolve in aid of the Piscataquis County Historical Society.

Also: Petition of H. W. Davis of Guilford and 33 others for Resolve in favor of Maine State Sanatorium Association.

Education.

By Mr. Wheeler of Cumberland: Bill, An Act to amend Section 42 of Chapter 15 of the Revised Statutes as amended by Chapter 101 of the Public Laws of 1907 relating to district superintendents of schools.

Railroads and Expresses.

By Mr. Irving of Aroostook: Bill, An

Act to extend the charter of the Aroostook Valley Railroad Company.

By Mr. Wheeler of Cumberland: Bill, An Act to amend Section 53 of Chapter 51 of the Revised Statutes relating to the Railroad Commissioners.

Inland Fish and Game.

By Mr. Hastings of Oxford: Petition of A. L. Bowker and 15 others; of W. F. Bean and 24 others, asking for the enactment of a law to open Round and South ponds in the town of Greenwood, Oxford county, to ice fishing after Feb. 1 of each year for a period of five years.

Taxation.

By Mr. Looney of Cumberland: Bill, An Act to amend Chapter 55 of the Private and Special Laws of Maine for the year 1903, incorporating the Squirrel Island Village Corporation.

Portland Delegation.

By Mr. Baxter of Cumberland: Bill, An Act to amend Chapter 509 of the Public Laws of 1885 relating to the Commissioners of Cemeteries and Public Grounds.

Also: Bill, An Act to amend the charter of the city of Portland.

Cumberland County Delegation.

By Mr. Wheeler of Cumberland: Bill, An Act to increase the salary of the justice of the superior court for the county of Cumberland.

On motion by Mr. Milliken of Aroostook it was—

Ordered: That all Bills, Acts, Resolves, Orders and Petitions which are to be introduced in the Senate shall be placed in the hands of the secretary of the Senate not later than 5 o'clock of the day preceding the introduction.

On motion by the same senator, it was—

Ordered: The House concurring, that a joint special committee consisting of three on the part of the Senate, with such as the House may join, be constituted a committee on salaries and fees, to whom should be referred all matters relating to the compensation of public officers.

On motion by the same senator, it was—

Ordered: The House concurring, that the committee on Appropriations and Financial Affairs be directed to consider the advisability of requiring a reasonable fee from persons and corporations asking for private and special legislation, except educational and charitable institutions, pensions and similar matters, and that the committee be further directed to report by bill or otherwise, at the earliest date practicable.

On motion by Mr. Hamilton of York, it was—

Ordered: The House concurring, that the superintendent of public buildings is hereby given charge of all assignments of rooms for hearings in the Capitol building, and that all applications for rooms for hearings must be made to him in writing 48 hours previous to being used for that purpose.

On motion by Mr. Irving of Aroostook, it was—

Ordered: The House concurring, that the time for the reception of petitions and bills for private and special legislation be limited to Tuesday, Feb. 16, 1909, and that all such petitions and bills presented after that date be referred to the next Legislature, and that the secretary of the Senate cause copies of this order to be published in all daily papers in this State until Feb. 6, 1909.

On motion by Mr. Mullen of Penobscot, it was—

Ordered: That a committee of three on the part of the Senate, with such as the House may join, be appointed a select committee to which shall be referred matters pertaining to forest preservation and water supply.

Subsequently the foregoing orders came from the House concurred in by that branch.

On motion by Mr. Staples of Knox, the opinion of the justices of the supreme judicial court relating to the restriction and regulation of the cutting of trees growing on wild and uncultivated lands (Senate Doc. No. 1) was taken from the table and, on motion by the same senator, the same was referred to the committee on judiciary.

On motion by Mr. Looney of Cumberland, the following bills were taken from the table, and on motion by the same

senator the same were referred to the committee on judiciary:

An Act to amend Section 22 of Chapter 6 of the Revised Statutes relating to the regulation and conduct of elections (Senate Doc. No. 2).

An Act to amend Chapter 6 of the Revised Statutes relating to the regulation and conduct of elections (Senate Doc. No. 3).

On motion by Mr. Hastings of Oxford, the order relating to authorizing the secretary of the Senate to furnish wrappers and postage stamps to each member and officer of the Senate, was taken from the table; and, on motion by the same senator, the order was referred to the committee on appropriations and financial affairs.

On motion by Mr. Staples of Knox, Bill, An Act to repeal Chapter 92 of the Laws of 1905, entitled "An Act to provide for the better enforcement of the laws against the sale and manufacture of intoxicating liquors," was taken from the table.

On motion by the same senator, Resolve for an amendment to the Constitution by abrogating and annulling Amendment 5, adopted on the 8th day of September in the year of our Lord one thousand, eight hundred and eighty-four, relating to the sale and manufacture of intoxicating liquors, was taken from the table, and, on further motion by the same senator, both bill and resolve were tabled for printing, pending reference to the committee on temperance.

On motion by Mr. Wyman of Washington, the order relating to taking from the files the business of the last session of the Legislature, referred to this session, was taken from the table; and, on further motion by the same senator, the order was given a passage.

Subsequently the foregoing order came from the House, passed in concurrence, and in compliance with said order the following business was taken from the files and referred, as follows:

Judiciary.

Bill, An Act relating to the operation of motor vehicles on public streets and ways.

Resolve in favor of DeForest Keyes.

Recommendation of the Governor accompanying the report of the commissioners on uniformity of legislation.

Bill, An Act relating to the limitation of the use of the word "prescription."

Resolve proposing an amendment to the constitution providing for the election of the secretary of State, treasurer and attorney general by the qualified electors.

Resolve in favor of Herbert L. Kimball.

An Act to provide for the indeterminate sentence.

Order of Legislature directing inquiry into the expediency of a uniform law relating to annulment of marriage and divorce, as adopted by the national Congress.

Order directing the committee on judiciary to inquire into the constitutionality and expediency of enacting a law providing for a tax upon lands in unincorporated places to be applied to the preservation and protection of forests in such unincorporated places.

Legal Affairs.

Bill, An Act relating to the support of the poor by counties and establishment of county poor-house and poor-farms, which was tabled for printing on motion by Mr. Staples of Knox, pending reference.

Bill, An Act to regulate the scaling of logs on the Penobscot river.

Bill, An Act to incorporate the Citizens Electric Company.

Appropriations and Financial Affairs.

Bill, An Act to create a city police force. Pending reference, on motion by Mr. Hamilton of York, the bill was tabled for printing.

Bill, An Act to regulate the tenure of office of trustees of certain State institutions.

Bill, An Act to regulate the abuse of medical charity.

Resolve for marking historical sites in Maine.

Education.

Resolve in favor of the establishment of a normal school at Machias, to be known as Washington County Normal school.

Bill, An Act to create a State Board of Education.

Agriculture.

Bill, An Act to provide for the purchase of a farm on which to conduct scientific investigation in orcharding.

Military Affairs.

Bill, An Act in relation to desertion from the military service of the United States, and from the militia of this State.

Interior Waters.

Bill, An Act to incorporate the Penobscot River Power Company.

Ways and Bridges.

Resolve in favor of building a highway bridge across the Kennebec river between the towns of Clinton and Fairfield at or near Pishon's Ferry, so called, to connect the counties of Kennebec and Somerset.

Pensions.

Bill, An Act to amend Section 4 of Chapter 145 of the Revised Statutes of 1903, relating to pension of widows of Aroostook War soldiers.

Public Buildings and Grounds.

Bill, An Act to provide for the preservation of the records and history of the Grand Army of the Republic, Department of Maine.

Taxation.

Bill, An Act to provide for the equalization of taxes in towns.

Cumberland County Delegation.

Bill, An Act to amend Section 1 of Chapter 173 of the Public Laws of 1903, relating to salary and clerk-hire of register of deeds of Cumberland county.

Hancock County Delegation.

Bill, An Act for the relief of the register of deeds for Hancock county.

On motion by Mr. Knowlton of Piscataquis, the Senate adjourned.