

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

HOUSE.

Monday, March 31, 1913.

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

Prayer by the Rev. Mr. Clark of Gardiner.

Journals of Friday, March 28, 1913, and of Saturday, March 29, 1913, read and approved.

Papers from the Senate disposed of in concurrence.

From the Senate: An Act authorizing the secretary of State to prepare and publish the corporations delinquent in payment of their franchise taxes and providing for the expenses of such publication.

In the Senate this bill was received under a suspension of the rules and was passed to be engrossed without reference to any committee.

On motion the rules were suspended and the bill received its first and second readings without reference to a committee and was assigned for tomorrow morning for its third reading.

From the Senate: An Act to legalize the doings of the stockholders of the Aberthaw Construction Company.

In the House this bill was passed to be engrossed, and came from the Senate in that branch indefinitely postponed in non-concurrence.

On motion by Mr. Smith of Auburn the bill was tabled pending concurrent action with the Senate.

From the Senate: An Act granting to the Knox County Power Company the right to generate and sell electricity in the municipalities of Thomaston and Rockland, together with pole rights therein.

In the House the bill was substituted for the report of the committee, reporting "ought not to pass," and the bill was passed to be engrossed; in the Senate the report of the committee, reporting "ought not to pass" was accepted in non-concurrence with the House.

On motion by Mr. Doherty of Rockland the bill was tabled pending concurrent action with the Senate.

From the Senate: An Act to establish a reformatory for women.

In the Senate the report of the committee reporting "ought to pass" was accepted and the bill was referred to a special joint committee appointed to investigate proposals relating to extension of the scope of work and equipment of the State School for Boys at South Portland and the Industrial School for Girls at Hallowell and the establishing of a reformatory for women.

On motion by Mr. Perry of Washburn the report was accepted and the bill was referred to the above committee in concurrence with the Senate.

From the Senate: An Act to amend Section 54 of Chapter 8 of the Revised Statutes, relating to the taxation of savings banks.

In the House this bill was passed to be engrossed, and came from the Senate in that branch indefinitely postponed in non-concurrence with the House.

On motion by Mr. Newbert of Augusta the House voted to adhere to its former action in passing the bill to be engrossed.

From the Senate: An Act prohibiting marriages in certain cases.

In the Senate the majority report of the committee reporting "ought to pass" was accepted; subsequently in that branch the bill was indefinitely postponed.

On motion by Mr. Boman of Vinalhaven the House voted to concur with the Senate in the indefinite postponement of the bill.

From the Senate: An Act for the better protection of automobile garage keepers and owners.

In the Senate this bill was passed to be engrossed; in the House the bill was indefinitely postponed in non-concurrence. The bill then went to the Senate, that branch voting to insist on its former action and asking for a committee of conference, the President of the Senate having appointed as such committee of conference Senators Bailey, Patten and Allen.

On motion by Mr. Thombs of Lincoln the bill was laid upon the table

pending concurrent action with the Senate.

From the Senate: An Act to abolish the Belfast municipal court and to establish a police court for the city of Belfast.

In the Senate this bill was passed to be engrossed, and in the House the bill was indefinitely postponed.

In the Senate on March 28th, that branch voted to insist and ask for a committee of conference, appointing as members of such committee Senators Conant, Smith and Wing.

On motion by Mr. Thombs of Lincoln the House voted to adhere to its former action in the indefinite postponement of the bill.

From the Senate: An Act to amend Section 1 of Chapter 7 of the Revised Statutes, relating to the appointment of land agent.

In the Senate this bill was passed to be engrossed, and in the House the bill was indefinitely postponed.

In the Senate that branch voted to insist upon its action and asked for a committee of conference, appointing as members of such committee Senators Colby, Chase and Reynolds.

Mr. Dunbar of Jonesport moved that the House adhere to its former action in the indefinite postponement of the bill.

Mr. MARSTON of Skowhegan: Mr. Speaker, I hope the motion of the gentleman from Jonesport (Mr. Dunbar) will not prevail. I understand there is a possibility that this bill may be so changed and amended that it will be agreeable to the House. I feel that if we could, we should appoint a committee representing the opponents of the bill, in the hope that they may agree upon a new draft which would be acceptable; consequently I hope the motion will not prevail.

Mr. NEWBERT of Augusta: Mr. Speaker, I do not believe the State of Maine is suffering for any new legislation along this line. I think this House is perfectly satisfied with the condition as it is, and I second the motion of the gentleman from Jonesport (Mr. Dunbar) that the House adhere.

Mr. AUSTIN of Phillips: Mr. Speaker, I would move, if it be in order, that the House grant the request of the Senate for a committee of conference.

The SPEAKER: This motion takes precedence of the motion to adhere, which is the last in the list of concurrent motions.

Mr. Dunbar of Jonesport moved that the matter be laid upon the table and specially assigned for consideration, on Wednesday of this week, pending concurrent action with the Senate.

The motion was agreed to.

From the Senate: An Act to amend Chapter 256 of the Private and Special Laws of 1907, relating to the Cumberland County Power and Light Company.

In the House this bill was referred to the committee on judiciary, and came from the Senate in that branch passed to be engrossed as amended by Senate Amendment A, without reference to any committee.

On motion by Mr. Kelleher of Portland, Senate Amendment A was adopted in concurrence, and on further motion by Mr. Kelleher the rules were suspended, the bill received its first and second readings without reference to a committee and was assigned for tomorrow morning for its third reading.

From the Senate: Ordered, the House concurring, that the joint standing committee on appropriations and financial affairs be directed to make up the pay-roll for the members of the House and Senate and for the House and Senate officers for the year 1913.

The order received a passage in concurrence.

Senate Bills in First Reading.

An Act to amend Section 16 of Chapter 15 of the Revised Statutes, as amended, relating to the withholding of State school funds from delinquent towns.

An Act to amend Section 1 of Chapter 198 of the Public Laws of 1909, as amended relating to the school equalization fund.

An Act to incorporate the Sanford Investment Company.

An Act amending Section 37 of Chapter 28 of the Revised Statutes, re-

lating to the protection of life in buildings used for public purposes.

An Act to amend Section 5 of Chapter 117 of the Revised Statutes, relating to the salary of officer appointed to attend the superior court of Cumberland county.

Resolve in favor of Cassie K. Turner, stenographer to the committee on military affairs.

Resolve in favor of H. P. Hawes, clerk to the committee on railroads and expresses, for services rendered.

Resolve in favor of the State highway department, covering the expenditures for repair and maintenance of the State bridge at Old Town.

Resolve to provide for indexing the House and Senate papers in the Senate office for the session of 1911.

Resolve in favor of providing suitable storehouse for military property in Augusta.

Resolve providing for an epidemic or emergency fund for the year 1914.

Reports of Committees.

Mr. Mooers from the committee on salaries and fees reported in a new draft and "ought to pass" bill, An Act providing temporary hire for the clerk of courts in Aroostook county.

Same gentleman from same committee reported in a new draft and "ought to pass" bill, An Act providing temporary clerk hire for the register of deeds, Penobscot county.

Same gentleman from same committee reported in a new draft and "ought to pass" bill, An Act providing temporary clerk hire for the register of probate in Penobscot county.

Same gentleman from same committee reported in a new draft and "ought to pass" bill, An Act providing temporary clerk hire for the register of probate in Kennebec county.

Same gentleman from same committee reported in a new draft and "ought to pass" bill, An Act providing temporary clerk hire for the clerk of courts in Cumberland county.

Same gentleman from same committee reported in a new draft and "ought to pass" bill, An Act providing temporary clerk hire for the register of deeds in Oxford county.

Same gentleman from same committee reported in a new draft and "ought to

pass" bill, An Act providing temporary clerk hire for the clerk of courts in Piscataquis county.

Same gentleman from same committee reported in a new draft and "ought to pass" bill, An Act providing temporary clerk hire for the register of probate in Piscataquis county.

First Reading of Printed Bills and Resolves.

An Act in relation to Main street in the city of Westbrook and certain streets in the city of Portland.

An Act to amend Sections 2, 9 and 12 of Chapter 195 of the Public Laws of 1911, in relation to the control of contagious diseases among cattle, sheep and swine.

Resolve in favor of W. V. Peables.

Resolve in favor of Warren B. Clark.

Resolve in favor of John Metcalf.

Resolve in favor of Fred F. Lawrence.

Resolve in favor of Clyde Scribner, messenger to the committee on inland fisheries and game.

Resolve in favor of the clerk and stenographer to the committee on inland fisheries and game.

Resolve in favor of W. A. Ricker, secretary of the committee on education.

Passed to Be Engrossed.

An Act to incorporate the Winthrop District.

An Act to amend Section 67 of Chapter 52 of the Revised Statutes relating to accidents on railroads.

An Act to supply the town of Winthrop with pure water.

An Act to incorporate the York County Power Company.

An Act relating to the Portland Gas Light Company.

An Act to amend Section 61 of Chapter 7 of the Revised Statutes, relating to the prevention of fires from locomotives run through forest lands.

An Act to amend Section 15 of Chapter 8 of the Revised Statutes, relating to the Board of State assessors.

An Act to provide for the preservation of highways and bridges.

An Act in relation to safety and improvement of highways.

Resolve in favor of the Eastern Maine General hospital.

Resolve in favor of the reconstruc-

tion of the easterly span of the Old Town-Milford bridge.

Resolve in favor of a highway bridge over Saint John river between Fort Kent, Maine, and St. Francis, New Brunswick.

Resolve in favor of the stenographer of the presiding and recording officers of the House of Representatives.

Resolve in favor of the secretary of the committee on Indian affairs, for expenses of members of that committee in visiting the Penobscot reservation at Old Town.

Resolve in favor of the Healey Asylum of Lewiston for maintenance.

Resolve in favor of M. J. Flaherty, clerk of committee on mercantile affairs and insurance for services rendered.

Resolve authorizing the land agent to investigate the cuttings of lumber on the Public Lots, in the county of Aroostook.

Resolve appropriating money to reimburse Charles M. Conant, chairman of the committee on ways and bridges for certain committee expenses.

Resolve in favor of Marion B. Holway, stenographer to the recording officer of the Senate.

Resolve in favor of the superintendent of public buildings, to provide for a rail in the Senate Chamber.

Resolve in favor of William H. Mitchell, secretary of the committee of the 76th Legislature for investigation into the causes of the high price of coal.

Resolve in favor of the clerk stenographer and the messenger to the judiciary committee for services rendered.

Resolve authorizing the State treasurer and State auditor to ascertain and adjust the accounts in the State treasurer's office.

Passed to Be Enacted.

An Act to amend the charter of the city of Auburn and provide a commission form of government.

An Act to regulate and establish mileage rates for the conveyance of passengers over the steam railroads within the State.

An Act to appropriate moneys for the expenditures of government for the year 1913.

An Act to grant additional powers to the Rockland, South Thomaston and St. George Railway.

An Act to amend Section 32 of Chapter 27 of the Revised Statutes, relating to the care and support of paupers.

An Act additional to Chapter 61 of the Revised Statutes, providing for the correction of errors in the records of births, marriages and deaths.

An Act to amend Section 5 of Chapter 23 of the Revised Statutes, relating to ways.

An Act to amend the Act which constitutes the police court for the city of Rockland.

An Act to regulate the packing, shipping and sale of apples.

An Act to amend Sections 18, 22 and 23 of the Primary Election Law.

An Act to create a body politic and corporate by the name of Bustin's Island Village Corporation.

An Act to incorporate the Bowdoinham Water and Electric Company.

An Act relating to the payment of funds to minors under any decree of court.

An Act to amend Section 24 of Chapter five of the Revised Statutes, relating to boards of registration.

An Act to amend Chapter 118 of the Private and Special Laws of 1911, relating to the Park Commission of the city of Portland.

An Act to incorporate the Houlton Street Railway Company.

An Act to incorporate the Pittsfield Water District.

An Act to authorize the town of South Berwick to own and maintain an electric lighting and power plant.

An Act to amend Section 8 of Chapter 289 of the Private and Special Laws of 1907 entitled "An Act to incorporate the Livermore Falls Sewer District."

An Act relating to the jurisdiction of the superior court in the county of Kennebec. (Tabled pending its passage to be enacted on motion by Mr. Swift of Augusta.)

An Act relating to the construction of sidewalks in the town of Sanford.

An Act to amend Section 97 of Chapter 15 of the Revised Statutes, as

amended, relating to appropriation for schooling children in unorganized townships.

Finally Passed.

Resolve in favor of the Maine Eye and Ear Infirmary for maintenance.

Resolve in favor of the Bath City Hospital for maintenance.

Resolve in favor of the Presque Isle General Hospital for maintenance.

Resolve in favor of the Maine School of the Deaf for maintenance.

Resolve in favor of the York Hospital for maintenance.

Resolve in favor of the Hayes' Young Women's Home of Lewiston, for assistance in carrying on its work.

Resolve in favor of the Webber Hospital Association for maintenance.

Resolve in favor of the Knox County General Hospital for maintenance.

Resolve in favor of the Girl's Orphanage of Lewiston for maintenance.

Resolve in favor of the Lewiston and Auburn Children's Home for maintenance.

Resolve in favor of the Maine Children's Home Society for maintenance.

Resolve in favor of St. Mary's General Hospital for maintenance.

Resolve in favor of Mellen Tryon, secretary of the committee on Maine School for Feeble Minded for certain committee expenses.

Resolve in favor of the Maine Industrial School for Girls for medical examination and treatment with supplies.

Resolve for the appointment of commissioners to the International Celebration of the opening of the Panama Canal.

Resolve in favor of the Temporary Home for Women and Children for maintenance.

Resolve in favor of the Maine General Hospital for maintenance.

Resolve in favor of the Maine Mission for the Deaf for maintenance.

Resolve in favor of the Maine Institution for the Blind for maintenance.

Resolve in favor of the Women's Christian Temperance Union Temporary Home for Children for maintenance.

Resolve in favor of the Greenville Junction Young Men's Christian Association for maintenance.

Resolve in favor of the Northern Maine General hospital for maintenance.

Resolve in favor of Edward W. Murphy for expenses of the committee appointed by the 75th Legislature to investigate methods of distributing the State school funds.

Resolve in favor of John W. Higgins for services as clerk of the committee on Maine School for Feeble Minded.

Resolve in favor of the Bath Military and Naval Orphan Asylum for maintenance and repairs.

Resolve relating to the trust fund held by the State for the Penobscot Tribe of Indians.

Resolve for laying the county taxes for the year 1914.

Orders of the Day.

On motion by Mr. Swift of Augusta, bill, An Act relating to the jurisdiction of the superior court for the county of Kennebec, was taken from the table.

On motion by Mr. Swift the vote was reconsidered whereby this bill was passed to be engrossed, and on further motion by Mr. Swift the bill was tabled.

On motion by Mr. Jones of China, resolve in favor of commission on enlargement of the State House was taken from the table, and on further motion by Mr. Jones the resolve received its second reading and was passed to be engrossed.

On motion by Mr. Chick of Monmouth the vote was reconsidered whereby the House concurred with the Senate in referring to the next Legislature bill, An Act to legalize and confirm the action of the Litchfield Plains Cemetery Association at its annual meeting on the seventh day of December, 1912.

In the House this bill was referred to the committee on legal affairs, and came from the Senate in that branch referred to the next Legislature in non-concurrence.

Later in the House that body reconsidered its former vote and concurred with the Senate in its reference of the bill to the next Legislature, on March 26th.

On motion by Mr. Chick, under a suspension of the rules, the House reconsidered the vote whereby it voted to concur with the Senate in its reference of the bill to the next Legislature, and on further motion by Mr. Chick the bill was laid on the table pending concurrent action with the Senate.

On motion by Mr. Pendleton of Searsport,

Adjourned.