

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eightieth Legislature

OF THE

State of Maine

1921

AUGUSTA
KENNEBEC JOURNAL PRINT
1921

ERRATA:

**The following errata are
inserted because one or more pages
in this session day have errors
noticed and corrected here.**

ERRATA

Page 154, column	1, line 17, for Chapter "199" read "198."
" 163, "	2, after order by Mr. Winter, read "Tabled on motion of Mr. Buzzell of Belfast."
" 174, "	1, line 8, for "Lewiston" read "Rockland."
" 194, "	1, " 24, for "Sewall" read "Newall."
" 197, "	2, " 50, for "insurance" read "issuance."
" 267, "	2, " second Act referred to Inland Fisheries and Game was referred to Judiciary Committee.
" 305, "	1, " 42, for "Boys" read "Girls."
" 305, "	1, " 45, "H. 169" should read "H. 165."
" 511, "	2, " 2, for "H. 106" read "H. 160."
" 586, "	1, " 13, for "St. Albans" read "St. Agatha."
" 591, "	2, " 23, for "1919" read "1909."
" 602, "	2, " 12, for "enacted" read "engrossed."
" 617, "	1, " 46, for "322" read "332."
" 650, "	2, " 31, for "H. 336" read "H. 366."
" 662, "	2, " 26, for "Barrington" read "Harrington."
" 692, "	2, " 35, for "H. 236" read "H. 336."
" 694, "	1, " 2, for "S. 154" read "S. 155."
" 716, "	2, " 3, for "Mr. Perham" read "Mr. Bragdon of Perham."
" 772, "	1, " 24, for "same" read "Committee on Appropriations and Financial Affairs."
" 869, "	1, " 50, insert "Finally passed."
" 902, "	1, " 24, for "Clark" read "Barton."
" 902, "	1, " 40, for "S. 185" read "S. 184."
" 928, "	1, " 51, for "343" read "243."
" 949, "	1, " 43, for "Merton's" read "Martin's."
" 954, "	1, " 44, insert "ought not to pass."
" 958, "	2, " 20, for "179" read "181."
" 958, "	2, " 28, for "178" read "179."
" 967, "	2, " 49, for "S. D. 198" read "S. D. 180."
" 981, "	2, " 10, for "\$300" read "\$300,000."
" 1000, "	2, " 47, for "Portland" read "Biddeford."
" 1005, "	2, " 42, for "salaries" read "selection."
" 1142, "	1, " 40, for "H. D. 465" read "H. D. 456."
" 1169, "	2, " 2, for "Fogg" read "Forbes."
" 1191, "	2, lines 3 and 11, for "engrossed" read "enacted."
" 1191, "	2, line 20, for "finally passed" read "passed to be enacted."
" 1191, "	2, lines 31, 40, 48, for "engrossed" read "finally passed."
" 1211, "	2, " 12 and 13, "National Guard" should read "Nash and Viles."
" 1280, "	1, line 14, for "bald" read "bomb."
" 1321, "	1, " 35, for "lighting Long and Big Lakes" read "Lewy, Long and Big Lakes."
" 1373, "	2, " 42, for "Arthur B. Forbes" read "Arthur E. Forbes."
" 1376, "	2, " 14, for "S. D. 161" read "S. D. 167."
" 1409, "	2, " 36, for "Chapter 178" read "Chapter 238."

SENATE

Tuesday, March 22, 1921.

Senate called to order by Hon. Charles E. Gurney, President pro tempore.

Prayer by Rev. C. K. Atkins of Gardiner.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

From the House: Resolve to reimburse the town of St. Albans for overpaid tax to the State of Maine.

The report of the committee on claims on this bill "ought not to pass," was accepted in both branches. Subsequently the House reconsidered its former action and substituted the bill for the report and then passed the bill to be engrossed.

In the Senate on motion by Mr. Thompson of Knox the matter was tabled.

From the House: An Act to increase the bounty on bears in Penobscot, Aroostook and Washington counties.

This bill was passed to be engrossed in the House. In the Senate it was indefinitely postponed. The House then insisted on its former action and asked for a committee on conference.

On motion by Mr. Cobb of Kennebec the Senate voted to insist and join a committee on conference.

The Chair appointed on such committee on the part of the Senate, Messrs. Cobb, Sprague and Hall.

House Bills in First Reading

H. 319. An Act amending Section 33 of Chapter 88 of the Revised Statutes, relating to the giving of counsel by municipal and police judges.

H. 318. An Act authorizing towns to elect certain municipal officers by secret ballot.

House Doc. No. 312: An Act to amend Section 22 of Chapter 5 of the Revised Statutes, relative to the

compensation of boards of registration.

House Doc. No. 313: An Act to amend Section 8 of Chapter 325 of the Private and Special Laws of 1897, as amended by Chapter 150 of the Private and Special Laws of 1915 and as further amended by Chapter 198 of the Private and Special Laws of 1917, increasing the salary of the recorder of the municipal court of Waterville.

House Doc. No. 314: An Act to amend Chapter 53 of Section 55, Paragraph 5 of the Revised Statutes, relating to insurance on glass.

House Doc. No. 315: An Act relating to licenses for lightning rod agents.

House Doc. No. 321: An Act to amend Chapter 117, Section 17 of the Revised Statutes relating to the salary of the State auditor.

House Doc. No. 322: An Act to increase the salary of the Adjutant General.

House Doc. No. 316: An Act to establish the fiscal year of the State.

House Doc. No. 317: An Act to extend the charter of the Boothbay Harbor Water District.

H. 298. An Act for the preservation, perpetuation and increase of the forests of the State of Maine.

H. 311. Resolve providing for the improvement of the Maine State prison at Thomaston.

H. 45. An Act to provide for the earlier payment of the annual excise tax by railroad companies, parlor car companies, telephone and telegraph companies and express companies.

From the House: Resolve in favor of the Kittery and Portsmouth bridge, and ratifying the doings of the Governor and Council, and the Piscataqua Bridge Commission relating to the same.

The President: This resolve has just been introduced in the House under suspension of the rules, was read twice and passed to be engrossed and sent up for concurrence. It is a very important matter, and the Chair will ask the secretary to read it.

(The resolve was read by the secretary.)

On motion by Mr. Stevens of York, the resolve was read twice under suspension of the rules and was passed to be engrossed.

Communication from the Head of a Department

State of Maine
Office of Secretary of State,
Augusta, March 22, 1921.

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

Gentlemen:—

In accordance with the requirements of Section four, Chapter one, of the Revised Statutes, I have the honor to notify you that the Public Acts, a list of the titles of which is hereto appended, have been approved by the Governor.

Very respectfully,

Your obedient servant,

(Signed) FRANK W. BALL,
Secretary of State.

The List

An Act to amend Section one of Chapter sixty-six of the Public Laws of nineteen hundred and seventeen, as amended by Chapter two hundred and forty-four of the Public Laws of nineteen hundred and seventeen, relating to Non-Resident Fishing License Fees. Approved March 15.

An Act to amend Section fourteen of Chapter sixteen of the Revised Statutes as amended by Chapter sixty-two of the Public Laws of nineteen hundred and seventeen, relating to the provisions for heating, lighting, ventilating and hygienic conditions in new or reconstructed school buildings. Approved March 17.

An Act to amend Section one hundred and twenty-two of Chapter sixteen of the Revised Statutes as amended by Chapter one hundred and forty-six of the Public Laws of nineteen hundred and nineteen, requiring the teaching of American History and Civil Government in the Public and Private Schools. Approved March 17.

An Act to amend Section fifty-six and Paragraph two of Section fifty-seven of Chapter sixteen of the

Revised Statutes as amended, relating to the election and term of office of Superintendents of Schools. Approved March 17.

An Act to amend Section sixteen of Chapter twenty-eight of the Revised Statutes, increasing the compensation of fence viewers. Approved March 17.

An Act to amend Section forty-one of Chapter fifty-one of the Revised Statutes, providing for the amendment of corporate purposes. Approved March 17.

An Act to amend Section eighteen of Chapter one hundred and thirty of the Revised Statutes, relating to the disposal of fines imposed thereunder and personal property used for prizes in lotteries or devices of chance and the procedure of punishment. Approved March 17.

An Act to amend Section eight of Chapter thirteen of the Revised Statutes, relating to County Law Libraries. Approved March 17.

An Act for the better care of inmates of the State Prison and Men's Reformatory suffering from tuberculosis. Approved March 17.

An Act to prohibit advertisements of cures or medicines relating to venereal diseases and certain sexual disorders. Approved March 17.

An Act for the improvement of sanitary conditions in school building toilets. Approved March 17.

An Act to amend Section thirty-six of Chapter one hundred and four of the Revised Statutes relating to admission to bail. Approved March 17.

An Act to amend Section fifty-five of Chapter fifty-two of the Revised Statutes, relating to payments of deposits upon liquidation of Savings Banks. Approved March 17.

An Act to amend Section eight of Chapter one hundred and eighteen of the Revised Statutes, relating to the fees of jurors. Approved March 17.

An Act to amend Section two of Chapter fifty-one of the Public laws of nineteen hundred and nineteen, re-

lating to the training of rural teachers. Approved March 17.

Received and placed on file.

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

Legal Affairs

By Mr. Garcelon of Androscoggin: An Act to amend Sections 1 and 7 of Chapter 101 of the Revised Statutes, relating to the replevin of distrained beasts.

By the same senator: An Act to amend Section 1 of Chapter 96 of the Revised Statutes, as amended by Chapter 121 of the Public Laws of 1919, relating to the place of recording chattel mortgages made by corporations.

Military Affairs

By Mr. Allen of York: Petition of Thomas W. Cole, Post No. 19 American Legion of Sanford, Maine, in favor of State Aid for the burial of Maine soldiers from \$60.00 to \$100.00.

By the same senator: Petition of Wm. Reed Relief Corps of Sanford, Maine, in favor of State Aid for the the burial of Maine soldiers from \$60.00 to \$100.00.

Orders

On motion by Mr. Garcelon of Androscoggin, it was

Ordered, that the following resolves, the titles of which are given below, be recalled from the engrossing department:

Resolve to reimburse the town of Milo for money advanced under the soldiers' dependent law.

Resolve to reimburse the town of Southport for the expenses of the sickness and burial of Lydia A. Rowe.

Resolve in favor of Andrew H. Morang for services rendered to State of Maine by order of the Adjutant General in investigating cases for local registration boards in matter of soldiers.

Resolve providing for payment for the care of Pearl Clark during the year of 1919.

Resolve in favor of C. K. Hopkins of Camden, Maine, for labor performed at Camden fish hatchery.

Resolve to increase the pension granted to Harmon Varrell of York.

Resolve to reimburse the town of Dixfield for money paid for sheep killed by bears.

Resolve appropriating money for further public instruction in forestry.

Resolve reimbursing the county of Kennebec for money expended in pursuing insane criminals escaping from Augusta State hospital.

Resolve reimbursing the town of Oakland for money expended on account of mothers with dependent children.

Resolve in favor of Northern Oxford Fish and Game Association for repairs and improvements on fish hatchery.

Resolve in favor of the town of Hartland for aid rendered to mother with dependent children.

Resolve in favor of the town of Boothbay Harbor for military aid furnished the wife of Herbert H. Thurston and four minor children under age of fifteen years.

Resolve in favor of J. Wilbur Day of Wesley, county of Washington, for reimbursement for cattle killed by bears.

Resolve in favor of the town of Milo for aid to mothers with dependent children.

Resolve to reimburse the town of Rumford for aid furnished dependents of soldiers.

Resolve to reimburse the town of Mapleton.

Mr. Garcelou: I wish to say, Mr. President, in explanation, that I propose to offer in the case of each resolve, Senate Amendment A, which will show the particular fund from which is to come the money to be appropriated.

Reports of Committees

Mr. Gillin from the committee on judiciary, on An Act to authorize the county of Piscataquis to enlarge and repair the court house of Dover, re-

ported that legislation thereon is inexpedient.

Mr. Parent from the committee on salaries and fees, on An Act to increase the salary of the county treasurer in Washington county, reported that the same ought not to pass.

The same senator from the same committee, on An Act to amend Section 40 of Chapter 117 of the Revised Statutes, to increase the salary of clerk of court in Washington county, reported that the same ought not to pass.

The same senator from the same committee on An Act to amend Section 40 of Chapter 117 of the Revised Statutes, in relation to compensation of clerks of courts and Section 45 of the same chapter in relation to clerk hire in county offices, reported that the same ought not to pass.

The same senator from the same committee, on An Act to amend Section 11, Chapter 117 of the Revised Statutes, relating to the salaries of the stenographers of Cumberland and Kennebec Superior Courts, as amended by Chapter 249 of the Public Laws of 1917, and Chapter 198 of the Public Laws of 1919, reported that the same ought not to pass.

The reports were accepted and sent down for concurrence.

Mr. Garcelon from the Committee on Military Affairs, on An Act to amend Section 2 and 3 of Chapter 264 of the Public Laws of 1919, extending the provisions for applicants for the Soldiers' Bonus (Senate Doc. No. 32), reported that the same ought to pass.

The same senator from the same committee, An Act to amend Section 9 of Chapter 29 of the Revised Statutes, as amended by Chapter 202 of the Public Laws of 1917, prohibiting the treatment of Army and Navy Veterans as paupers (Senate Doc. No. 3), reported the same in a new draft under the title of "An Act to amend Section 9 of Chapter 29 of the Revised Statutes, as amended by Chapter 202 of the Public Laws of 1917, prohibiting the treatment of World War Veterans as Paupers," and that it ought to pass.

The same senator from the same committee, on An Act to amend Section 10 of Chapter 128 of the Revised Statutes relating to the unauthorized use of insignia of war veterans (Senate Doc. No. 2) reported the same in a new draft under the same title, and that it ought to pass.

The reports were accepted and the bills tabled for printing under the joint rules.

Passed to Be Enacted

S. 14. Resolve in favor of the Austin W. Jones Company, Veazie, Maine, reimbursing for property destroyed by fire.

S. 48. An Act to incorporate the Dixfield Water District.

S. 131. Resolve appropriating money to aid navigation on Sebago Lake, Songo River, Bay of Naples, Chute's River and Long Lake in Cumberland County.

(Tabled by Mr. Putnam of Washington pending second reading.)

S. 133. Resolve in aid of navigation on Sebec Lake in Piscataquis County.

(Tabled by Mr. Putnam of Washington pending second reading.)

S. 134. An Act to amend Paragraph 22, Section 5, Chapter 118, of the Revised Statutes as amended by Chapter 222 and 244 of the Public Laws of 1916 relating to the fees of deputy sheriffs in attendance upon the courts.

S. 135. An Act to amend Section 12, Chapter 148, of the Revised Statutes, as amended by Chapter 300 of the Public Laws of 1917, relating to pensions for the blind.

S. 137. An Act to amend Section 32 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 174 of the Public Laws of 1919, relating to pollution of waters of the State by sawdust and other mill waste.

S. 138. An Act to amend the first two paragraphs of Section 38 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 37 of the Public Laws of 1919, relating to the protection of deer.

(Before this bill was passed to be

engrossed, on motion by Mr. Thombs of Penobscot the Senate reconsidered the action whereby the report of the committee on bills in second reading was accepted, and on further motion by the same senator the bill was tabled pending acceptance of the report.)

S. 139. An Act to amend Section 37 of Chapter 219 of the public laws of 1917, as amended by Chapter 131 of the public laws of 1919, relating to the protection of moose.

(Tabled on motion by Mr. Thombs of Penobscot, pending second reading.)

S. 140. An Act to amend Chapter 293 of the Public Laws of 1917 relating to the powers of the Commission of Sea and Shore Fisheries.

S. 141. Resolve extending the provisions of Chapter 163 of the resolves of 1919, in regard to the collateral inheritance tax and probate laws of the State of Maine.

S. 142. An Act to regulate the use of Aircraft.

(Tabled on motion by Mr. Spencer of York pending second reading.)

S. 143. Resolve in favor of Stephen Blaisdell for materials furnished in the construction of the Central School Building for the Maine State School for Girls.

H. 115. An Act additional to and amendatory of Chapter 20, of the Private and Special Laws of 1917, relating to the operation of Egge-moggin Reach Ferry in Hancock County.

H. 302. An Act to amend Chapter 356 of the Private and Special Laws of 1883, relating to the construction of a bridge over tide waters between Orr's Island and Bailey's Island.

S. 144. An Act to amend Section 2 of Chapter 34 of the Revised Statutes, relating to the duties of the commissioner of agriculture.

**Passed to Be Enacted
(Emergency Measure)**

An Act to legalize and make valid the proceedings of the town meeting of the town of Manchester,

in the County of Kennebec, held on the seventh day of March, 1921.

This bill carrying the emergency clause required the two-thirds vote of the Senate on its passage. Twenty-four senators voting in the affirmative and none in the negative the bill was passed to be enacted.

(Emergency Measure)

An Act to make legal and valid the annual City Election of the City of Ellsworth held March first, 1921.

This bill carrying the emergency clause required the two-thirds vote of the members of the Senate on its passage. Twenty-four senators voting in the affirmative and none in the negative the bill was passed to be enacted.

The PRESIDENT: In compliance with the order of yesterday, the governor has returned the resolve authorizing Michael Burns to bring a suit at law against the State of Maine, and An Act to legalize and make valid the annual municipal election held in the City of Bangor on March 14, 1921.

On motion by Mr. Clark of Lincoln, the bills were tabled.

Orders of the Day

Mr. GILLIN of Penobscot: Mr. President and Honorable Members of the Senate: I trust that the President and the Senators will pardon me for being dilatory, as I wish to make a motion that the rules be suspended and I be allowed to introduce a bill out of order, the reason being that it was an oversight in not getting it in. It simply applies to a town having a right to establish a fire department and a water department. If the Senate will allow it to be introduced out of order they will confer a great favor, An Act to incorporate the Howland Village Corporation.

The motion was agreed to by a viva voce vote, the bill was received under suspension of the rules, and on further motion by the same senator the bill was referred to the committee on judiciary.

Mr. SPRAGUE of Piscataquis: Mr.

President, I move to reconsider the vote by which we passed the order of Senator Garcelon calling for the return of the list of resolves. I simply want to have it lie on the table long enough to confer with Senator Garcelon regarding it.

The PRESIDENT: The Chair will state that the order having been passed the resolves have now been returned. Will it accomplish the purpose of the Senator from Piscataquis by laying the entire matter now upon the table?

Mr. SPRAGUE: Yes, Mr. President.

The PRESIDENT: The Chair will then announce that the papers called for in the order of the senator from Androscoggin, Senator Garcelon, having been returned from the engrossing department, the senator from Piscataquis, Senator Sprague, now moves that all of these matters lie upon the table.

The motion was agreed to.

Mr. THOMBS of Penobscot: Mr. President, I move that we take from the table an Act to fix salaries of justices of the Superior Courts, tabled by me on March 16th.

The motion was agreed to, and on further motion by the same senator the matter was recommitted to the committee on salaries and fees.

Mr. THOMBS of Penobscot: Mr. President, I move to take from the table an act relative to salaries of justices of Superior Courts, tabled by me on March 18th.

The motion was agreed to, and on further motion by the same senator the matter was recommitted to the committee on salaries and fees.

On motion by Mr. Morrill of Cumberland,

Adjourned until tomorrow morning at ten o'clock.