

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-First Legislature

OF THE

STATE OF MAINE

1923

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

HOUSE

Tuesday, February 13, 1923.

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

Prayer by the Rev. Mr. Purves of Augusta.

Journal of previous session read and approved.

Clerk CHAPMAN: Our Speaker being detained at home by illness, it becomes necessary to elect a Speaker pro tem. Nominations are in order.

Mr. GRANVILLE of Parsonsfield: I think that we should feel gratified that we have one among us who is able and qualified to carry on the duties of the Speaker, and I take pleasure in nominating George C. Wing, Jr., of Auburn to serve during the incapacity of the present Speaker.

Mr. BARWISE of Bangor: It gives me great pleasure to second the nomination.

Clerk CHAPMAN: If there are no other nominations, I declare the nominations closed.

On motion by Mr. Granville of Parsonsfield, it was voted that the Assistant Secretary cast one ballot for the House for George C. Wing, Jr., as Speaker pro tem.

Thereupon the Assistant Clerk attended to his duty and cast the ballot of the House for Mr. Wing.

Clerk CHAPMAN: I declare George C. Wing, Jr., elected Speaker pro tem. (Applause.)

(Speaker pro tem escorted to Chair by Messenger.)

The SPEAKER pro tem: It is needless for me to say anything under the circumstances under which I am called to the Chair. I am sure I voice the wish of every member that our Speaker, Mr. Holley, will be rapidly returned to health and his duties here. The House will be in order. The guests of the House in the rear will please find seats for their accommodation.

Papers from the Senate disposed of in concurrence.

Senate Bills in First Reading

Senate 10: An Act to regulate the right of way of vehicles at intersecting public ways.

Senate 8: An Act to amend Section 76 of Chapter 211 of the Public Laws of 1921, relating to the publi-

cation of monthly motor vehicle registration lists.

Senate 14: An Act to amend Section 36 of Chapter 8 of the Revised Statutes, relating to forest fire notices.

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

Appropriations and Financial Affairs

By Mr. Phillips of Orrington: Resolve in favor of Thomas A. Sanders, secretary to committee on appropriations and financial affairs.

Inland Fisheries and Game

By Mr. Burns of Eagle Lake: Remonstrance of John M. Brown of Eagle Lake and 30 others in opposition to the law to enact a resident license law for hunting and fishing, requiring an annual fee of not less than \$1.15 of all residents except minors under sixteen years of age who hunt within the State, or fish in the inland waters of Maine.

By the same gentleman: Remonstrance of Joseph R. Labbie of Eagle Lake and 14 others against same.

By Mr. Granville of Parsonsfield: Remonstrance of Bion Bradley and certain others of Cornish against making close time on Deer in York and Cumberland counties.

By Mr. Fickett of Naples: An Act to amend Section 26 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 244 of the Public Laws of 1917, and Chapter 196 of the Public Laws of 1919 and Chapter 218 of the Public Laws of 1921, relating to the taking of smelts in the tributaries to Sebago Lake.

(500 copies ordered printed.)

By Mr. Thomas of Chesterville: An Act to regulate fishing in Sandy River and tributaries, from Farmington to its source, in the county of Franklin.

Public Health

By Mr. Fickett of Naples: An Act to amend Section 129 of Chapter 301 of the Public Laws of 1917, relating to care and treatment of certain infectious diseases.

Ways and Bridges

By Mr. Dunbar of Orland: An Act for expediting highway and bridge construction work under legislative appropriations.

By Mr. Granville of Parsonsfield: An Act to provide for an issue of

State aid or second class highway bonds.

By the same gentleman: An Act to withdraw from the contingent fund the sum of \$500,000, and transfer same to fund for construction of State aid roads

By the same gentleman: Resolve amending Article IX of the Constitution as amended by Article XXXV of the Constitution and as amended by Article XLIII increasing the amount of bonds to be issued for the purpose of building State highways and State aid highways and providing for the building of intrastate, interstate and international bridges.

Reports of Committees

Mr. Lord from the committee on inland fisheries and game on bill, "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, and by Chapter 178 of the Public Laws of 1921, relating to the pollution of waters of the State by sawdust and other mill waste," reporting that action thereon is unnecessary as the subject matter has been incorporated in another bill reported by this committee.

Report read and accepted and sent up for concurrence.

Mr. O'Connell from the same committee on bill, "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 and Chapter 178 of the Public Laws of 1921, relating to the pollution of certain waters with sawdust and other mill waste," reported same in a new draft under same title and that it ought to pass.

Report read and accepted and the new draft ordered printed under the joint rules.

Mrs. Pinkham from the committee on education reported ought to pass on bill, "An Act to amend Chapter 185 of the Private and Special Laws of 1823 relating to the limit of the endowment fund of Foxcroft Academy."

Mr. Crafts from the committee on inland fisheries and game reported same on bill, An Act to establish Katahdin Park Game Preserve in the county of Piscataquis.

Mr. Adams from same committee reported same on bill An Act to amend Section 10 of Chapter 129 of the Revised Statutes, relating to dams, canals, mill machinery, ponds, engines and

electrical fixtures, obstruction of bridges and ways.

Reports read and accepted and the bills ordered printed under the joint rules.

First Reading of Printed Bills and Resolves

House 65: An Act to amend Section 89 of Chapter 51 of the Revised Statutes, relative to dissolution of corporations.

House 80: An Act to amend the city charter of Brewer.

House 85: An Act to amend Section 72 of Chapter 211 of the Public Laws of 1921, relative to penalty for reckless driving, going away without stopping after an accident, using motor vehicle without authority.

House 87: An Act to amend the charter of the Dover and Foxcroft Water District.

House 89: An Act relating to pensioning members of the police department of the city of Brewer.

House 88: Resolve appropriating money for rebuilding steamship sheds at the State pier.

Passed to be Engrossed

Senate 46: An Act to amend Section 120 of Chapter 16, relating to the appointment of the State superintendent of public schools.

Senate 48: An Act to amend Section 10 of Chapter 137 of the Revised Statutes, as amended by Chapter 203 of the Public Laws of 1917 and by Chapter 76 of the Public Laws of 1919 and by Chapter 167 of the Public Laws of 1921, relating to the appointment of probation officers.

House 66: An Act to validate the incorporation of the Bath City Hospital.

House 68: An Act to amend Chapter 216, Private and Special Laws of 1911, relating to incorporation of Parsonsfield Kezar Falls Village Corporation.

House 70: An Act to amend Chapter 128 of the Private and Special Laws of 1921, relating to clerk hire in the Lewiston municipal court.

House 67: Resolve appropriating money to reimburse the town of Alfred for part of cost of bridge.

House 69: Resolve in favor of Dr. Charles E. Johnson of Princeton.

Passed to be Enacted

(Emergency Measure)

An Act to extend and amend the charter of the Bangor & Brewer Steam Ferry Company.

The SPEAKER pro tem: This being an emergency measure, and requiring under the Constitution the affirmative vote of two-thirds the entire membership of this House on its passage to be enacted, all those who are in favor of its passage to be enacted will rise and stand in their places until counted, and the monitors will return the count.

A division being had,

One hundred and two voted, and all in the affirmative, so the bill was passed to be enacted.

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(Emergency Measure)

An Act to amend Section 4, of Chapter 129 of the Private and Special Laws of 1917, entitled, "An Act to amend the charter of the York Beach Village Corporation."

The SPEAKER pro tem: This being an emergency measure, and requiring under the Constitution the affirmative vote of two-thirds the entire membership of this House on its passage to be enacted, all those in favor of its passage to be enacted will rise and stand in their places, until counted, and the monitors will return the count.

A division being had,

One hundred and one voted, and all in the affirmative, so the bill was passed to be enacted.

Finally Passed

(Emergency Measure)

Resolve appropriating money for a reward for the recovery of the bodies of David F. Brown and Mertley B. Johnson, game wardens, who disappeared in November, 1922, and for testimony leading to the conviction of the person or persons responsible for their death.

The SPEAKER pro tem: This being an emergency measure, and requiring under the Constitution the affirmative vote of two-thirds of the entire membership of this House on its final passage, all those who are in favor of the final passage of this resolve will rise and stand in their places until counted, and the monitors will return the count.

A division being had,

One hundred and nine voted, and all in the affirmative, the resolve was finally passed.

Passed to be Enacted

An Act to amend Section 56 of Chapter 96 of the Revised Statutes relating to lien on vehicles.

An Act to increase the amount allowed for clerk hire in the office of clerk of courts in Franklin county.

An Act to amend Chapter 399 of the Private and Special Laws of 1885, relating to the 1st, 10th and 29th Maine Regiments Association.

An Act to amend the Charter of the Augusta Water District.

An Act to incorporate the Boothbay Harbor school district.

An Act to authorize the town of Harrison to raise money to build a clock tower in said town.

An Act to amend Section 69 of Chapter 8 of the Revised Statutes, as amended by Chapter 58 of the Public Laws of 1921, relating to the compensation of chief forest fire wardens and their deputies.

An Act to amend Section 70 of Chapter 8 of the Revised Statutes, as amended by Chapter 83 of the Public Laws of 1921, relating to forest fire fighters in the Maine forestry district.

Finally Passed

Resolve in favor of Harry P. Hawes, assistant secretary of the Senate of the 80th Legislature.

Resolve in favor of Joseph A. Pendleton in payment of counsel fees and disbursements in the contested representative election case from the class towns of Searsport, Islesboro, Stockton, Prospect, Winterport and Frankfort.

Resolve in favor of Roy L. Fernald in payment of counsel fees and disbursements in the contested representative election case from the class towns of Searsport, Islesboro, Stockton, Prospect, Winterport and Frankfort.

The SPEAKER pro tem: The Chair takes pleasure in announcing to the members of the House and their friends, that Rev. Ashley A. Smith of Bangor will deliver a Lincoln day address in this room immediately after adjournment, to which all are invited. He will speak on the problems of Lincoln and the problems of our times.

On motion by Mr. Wills of Salem, Adjourned until 10 o'clock tomorrow morning.