

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

SENATE

Friday, February 16, 1923.

Senate called to order by the President.

Prayer by Rev. A. T. McWhorter of Augusta.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.
(Senator Buzzell in the Chair)

From the House: An Act providing for the imposition of a specific excise tax upon gasoline and other fluid internal combustion fuels, except kerosene. (H. D. 109)

In the House referred to the committees on taxation and ways and bridges, jointly.

In the Senate referred in concurrence.

Subsequently, on motion by Mr. Speirs of Cumberland, the Senate voted to reconsider the action where-by this bill was referred in concurrence, and on further motion by the same senator the bill was tabled.

From the House: An Act to provide for the construction of gravel roads in all cases except where a different type of construction is especially authorized.

In the House, referred to the committee on ways and bridges.

In the Senate, on motion by Mr. Cram of Cumberland, tabled and 500 copies ordered printed, pending reference in concurrence.

House Bills in First Reading

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

House 91: An Act to amend Section one of Chapter 185 of the Private and Special Laws of 1823, relating to the limit of the Endowment Fund of Foxcroft Academy.

House 92: 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.

House 93: An Act establishing Katahdin Park Game Preserve, in the county of Piscataquis.

House 94: An Act to amend Section 10 of Chapter 129 of the Revised Statutes, as amended by Chapter 127 of the Public Laws of 1917, relating to injuries to dams, canals, mill machinery, ponds, engines and electrical fixtures; obstruction of bridges and ways.

From the House: Ordered, the Senate concurring, that when the Senate and House adjourn, they adjourn to meet Tuesday morning, February 20, at ten o'clock A. M.

In the House, read and passed.

In the Senate, read and passed in concurrence, under suspension of the rules.

Communications from the Office of State Auditor

STATE OF MAINE

Department of State Auditor
Augusta, February 15, 1923.

To the Honorable Senate and House of Representatives:

I wish to call your attention to the fact that no provision was made by the Eightieth Legislature for the payment of the interest on the issue of bonds for the construction of the State Pier, at Portland, for the fiscal year 1923. This bond issue, which amounted to \$1,150,000.00, carries an interest charge of \$46,000.00 a year, of which \$23,000.00 will be due on March 1, 1923.

I ask your prompt consideration of this matter, as this interest must be paid two weeks from this date.

Very respectfully,

(Signed) ELBERT D. HAYFORD
State Auditor.

Read and referred to the committee on appropriations and financial affairs in concurrence.

The following bills were presented and, on recommendation by the committee, on reference of bills, were referred to the following committees:

Public Utilities

By Mr. Hinckley of Cumberland: An Act to amend Section Two of Chapter Fifty-five of the Revised Statutes, relating to Public Utilities Commission.

(500 copies ordered printed)

By Mr. Smith of Somerset: An Act to amend Section Thirty of Chapter Fifty-six of the Revised Statutes, as amended by Chapter Seventy-six of the Public Laws of Nineteen Hundred and Seventeen and by Chapter Fifty-three of the Public Laws of

Nineteen Hundred and Nineteen, relating to Branch Railroad tracks. (500 copies ordered printed)

Sea and Shore Fisheries

By Mr. Emery of Washington: An Act amending Section One Hundred and Twenty-one of Chapter Fourteen of the Revised Statutes, as amended by Chapter One Hundred and Thirty-five, Public Laws of Nineteen Hundred and Twenty-one, relating to Fish Weirs.

Orders

On motion by Mr. Bemis of Somerset, it was

Ordered, the House concurring, that all card playing within the State Capitol be prohibited from the present time to the final adjournment of the 81st Legislature.

Sent down for concurrence.

Bills in First Reading

S. 97: An Act to amend Section 40 of Chapter 117 of the Revised Statutes, relative to Compensation of Clerks of Courts, of Cumberland county.

S. 98: An Act to amend Section 2, Chapter 118, Revised Statutes, as amended by Chapter 125, Public Laws of 1921, relating to Fees of Trial Justices.

S. 99: Resolve, in favor of the Maine State Prison at Thomaston for the repair of outside buildings.

S. 100: Resolve, providing for the completion of the New Cell Block of the Maine State Prison at Thomaston.

Committee Reports

Mr. Putnam from the committee on State lands and forest preservation, on An Act to amend Section 53 of Chapter 8 of the Revised Statutes as amended by Chapter 111 of the Public Laws, 1919, and Chapter 174 of the Public Laws, 1921, relative to the slash law. (House Doc. No. 14), reported that the same ought not to pass.

The same senator from the same committee, on An Act to provide for registration of land surveyors and their marks (Senate Doc. No. 18), reported that the same ought not to pass.

The reports were accepted and sent down for concurrence.

The same senator from the same committee, on An Act to amend Section 58 of the Revised Statutes as amended by Chapter 5 of the Public Laws of 1919, relating to forest fire signs

(Senate Doc. No. 17), reported that the same ought to pass.

Mr. Clark from the committee on State prison, on resolve in favor of the Maine State prison for maintenance and current expenses, reported same in a new draft, under 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 Engrossed

S. 85. Resolve in favor of Rupert H. Baxter, chairman of the recess committee on banks and banking created by the 80th Legislature, for expenses of said committee.

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

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 37. An Act to amend the charter of the Dover and Foxcroft Water District.

Passed to be Enacted

(Emergency measure)

An Act to amend Section 7 of Chapter 303 of the Public Laws of 1917 as amended by Chapters 141 and 223 of the Public Laws of 1919 and by Chapter 147 of the Public Laws of 1921, relating to amount of loan, rate of interest on farm land loans and the general provisions on which the loan is made.

This bill carrying the emergency clause required the affirmative vote of two-thirds of the members of the Senate. Twenty-one senators voting in the affirmative, and none opposed, the bill was passed to be enacted.

An Act to amend Section 1 of Chapter 62 of the Revised Statutes as amended by Chapter 48 of the Public Laws of 1919, as further amended by Chapter 101 of the Public Laws of 1921, relating to corporations for literary, charitable, educational and other purposes.

An Act to amend Section 120 of Chapter 16 of the Revised Statutes, relating to the appointment of a State superintendent of public schools.

An Act to amend Section 10 of Chapter 127 of the Revised Statutes as amended by Chapter 203 of the Public Laws of 1917 and by Chapter 76 of the Public Laws of 1921, relating to the appointment of probation officers.

Orders of the Day

On motion by Mr. Allen of York, H. D. 43, An Act to establish the Kennebunk municipal court, was taken from the table, and on further motion by the same senator the report of the committee on bills in the second reading was accepted and the bill was passed to be engrossed.

On motion by Mr. Brewster of Cumberland, under suspension of the rules, that senator presented out of order resolve proposing an amendment to the Constitution of the State of Maine, authorizing the conservation, storage and

control of the waters within the State.

On further motion by the same senator 1000 copies were ordered printed pending reference to the committee on legal affairs.

On motion by Mr. Hinckley of Cumberland, the joint order constituting a special committee to be known as the Portland Delegation, was taken from the table.

On further motion by the same senator, the following amendment was adopted: By striking out the following words, "to whom may be referred matters concerning only the city of Portland."

The order was then passed as amended and sent down for concurrence.

On motion by Mr. Smith of Somerset, Adjourned until Tuesday, February 20, at 10 o'clock A. M.