

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Legislative Record

OF THE

Eighty-First Legislature

OF THE

STATE OF MAINE

1923

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

SENATE

Monday, Feb. 26, 1923.

Senate called to order by the President.

Prayer by the Rev. H. H. Brown, Augusta.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

House Bills In First Reading

House 136: An Act to unite the Preachers' Aid Society of the Maine Conference of the Methodist Episcopal Church and the Preachers' Aid Society of the East Maine Annual Conference of the Methodist Episcopal Church.

House 137: An Act to amend Sections 43 and 46, of Chapter 18, of the Revised Statutes of Maine, relating to Optometry.

House 138: An Act to repeal Chapter 66 of the Private and Special Laws of 1919, relating to Biddeford & Saco Water Co.

House 139: An Act to amend the Charter of the Home for Aged Men.

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

Agriculture

By Mr Smith of Somersset: An Act to provide for the designation and registration of farm names.

Appropriations and Financial Affairs

By Mr. Cram of Cumberland: Resolve, in favor of the National Conference of Commissioners on Uniform State Laws and of the Commissioners from Maine for the promotion of uniformity of legislation in the United States.

Sea and Shore Fisheries

By Mr. Sargent of Hancock: Remonstrance of Fred Greenlaw and 34 others of Swan's Island against a change in the three man commission of the Sea and Shore Fisheries Commission.

Bills In First Reading

S. 135: An Act to extend the charter of the Eastern Maine Railroad.

S. 136: An Act to amend the 18th paragraph of Section 43 of Chapter 117 of the Revised Statutes in re-

lation to the time of payments by registers of deeds to county treasurers.

S. 137: An Act to amend Section 11 of Chapter 127 of the Revised Statutes, relative to search warrants for implements of gambling.

S. 138: An Act to legalize and make valid the doings of the inhabitants of the town of Brooklin, at the annual town meeting held on March 6th, 1922.

S. 139: An Act to create a board of road commissioners in the town of Mt. Desert.

S. 140: An Act relating to transferring inmates of the State School for Boys to the Reformatory for Men.

S. 141: Resolve, providing for the purchase of reports of the commemoration of a century of peace between the United States and Canada of the Maine State Bar Association.

S. 142: An Act to amend Chapter 3, Section 31, of the Revised Statutes relative to printing and binding of reports of certain State Departments.

Reports of Committees

Mr. Putnam, from the committee on Inland Fisheries and Game, on An Act to amend Section 26 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 244, the Public Laws of 1917, as amended by Chapter 196 of the Public Laws of 1919, and as amended by Chapter 218, of the Public Laws of 1921, relating to the dipping of smelts at Songo Lock, in the town of Naples, County of Cumberland. (Senate Doc. No. 65), reported that the same ought not to pass.

Mr. Hinckley, from the committee on judiciary, on An Act authorizing the town of Jonesport to raise and appropriate money to pay the expenses of the hearing before the Legislature of 1921, relative to division of said town, reported that the same ought not to pass.

The reports were accepted and sent down for concurrence.

Mr. Putnam, from the committee on inland fisheries and game, An Act establishing a game sanctuary in the city of Bangor and County of Penobscot, reported the same in a new draft under the same title, and that it ought to pass.

The same Senator, from the same Committee, An Act to amend Section 49 of Chapter 219 of the Public Laws of 1917, relating to the protection of wild hares or rabbits, reported that the same ought to pass.

Mr. Sargent, from the same Committee, on An Act to prohibit the use of beam trawls in the waters of Sedgwick Harbor, known as Benjamin's River, reported that the same ought to pass.

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

Passed to be Engrossed

S. 86. An Act to amend Section 50 of Chapter 55 of the Revised Statutes, as amended by Chapter 131 of the Public Laws of 1917, authorizing complaint by a Utility against itself, and empowering the Public Utilities Commission to order refund.

S. 114. An Act to amend Chapter 172, S. L. 1899 and amended by Chapter 259 S. L. of 1903 relating to a close time on lobsters in the waters of Pigeon Hill Bay.

H. 132. Resolve to appropriate money for co-operative agricultural work between the College of Agriculture of the University of Maine and the United States Department of Agriculture.

H. S. 133. Resolve, in favor of Jesse Overlocke, Secretary of Committee on State Prison.

Finally Passed

Resolve, in favor of Rupert H. Baxter, Chairman of the Recess Committee on Banks and Banking, created by the Eightieth Legislature, for expenses of said Committee.

Resolve, in favor of Edward Gagne, Secretary of the Committee for School for Feeble Minded.

Orders of the Day

On motion by Mr. Hinckley of Cumberland, H. D. 26, An Act to amend section 56 of Chapter 96 of the revised statutes, relating to lien on vehicles, was taken from the table.

The same Senator then presented Senate Amendment A to H. D. No. 26, and moved its adoption:

Senate Amendment A. to H. D. 26.

Amend H. D. 26, by striking out the words in the 7th, 8th and 9th lines, to wit: "takes precedence of all other claims and incumbrances on said vehicle, not made to secure a similar lien, and," and by striking

out the words in the 13th and 14th lines, to wit: "said lien, however, shall be dissolved if said property has actually changed ownership prior to such filing."

So that said section as amended shall read as follows:

"Section fifty-six of chapter ninety-six of the revised statutes is hereby amended by adding after the word 'sleighs' in the third line thereof, 'automobiles, motor cars, and tops and parts thereof,' and after the word 'and' in the third line of said section the word 'of,' so that said section amended shall read as follows:

"Whoever performs labor by himself or his employees in manufacturing, or repairing the ironwork or woodwork of wagons, carts, sleighs, automobiles, motor cars, and tops and parts thereof, and of other vehicles by direction or consent of the owner thereof, shall have a lien on such vehicle for his reasonable charges for said labor and for materials used in performing said labor, which may be enforced by attachment at any time within ninety days after the labor is performed and not afterwards provided, that a claim for such lien is duly filed as required in the following section.

The amendment was adopted, and, on further motion by the same Senator, the bill as amended was passed to be engrossed.

On motion by Mr. Smith of Somerset, the Senate voted to reconsider its act on whereby it passed the following order:

Ordered, the House concurring, that all bills, resolves, petitions and orders, after the session of the Legislature held on Thursday, March 1st, except such as pertain solely to facilitating the business of the 81st Legislature, be referred to the next Legislature.

On further motion by the same Senator the order was tabled.

On motion by Mr. Ryder of Piscataquis,

Adjourned until tomorrow morning at ten o'clock.