

# 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**

Tuesday, March 13, 1923.

Senate called to order by the President.

Prayer by the Rev. S. B. Purves, of Augusta.

Journal of previous session read and approved.

Mr. ALLEN of York: Mr. President, I wish at this time to address myself to the subject of adjournment. I have been looking over the calendar here and there are quite a number of things coming up tomorrow morning, Wednesday being our big day, and it seems to me it would be well when we adjour: to adjourn until tomorrow morning at nine o'clock, and I make that motion.

The motion was agreed to.

**House Bills in First Reading**

H. 83. An Act to amend the charter of the city of Calais providing for biennial elections.

H. 155. An Act to amend Sections 92 and 94 of Chapter 82 of the Revised Statutes relative to procedure in civil cases in superior court.

H. 161. An Act to amend Section 29 of Chapter 9 of the Revised Statutes relating to time of payment of excise tax on railroads.

H. 252. An Act directing the State Board of Veterinary Examiners to issue certificate to Joseph R. Waller to practice veterinary surgery, medicine or dentistry.

**Bills in First Reading**

S. 288. An Act to incorporate the Towns of South Thomaston and Owls Head, in the county of Knox, into a single town.

S. 229. An Act to amend Section 67 of Chapter 22 of the Revised Statutes relative to a close time on scallops.

S. 220. An Act to amend Section 41, Chapter 117, Revised Statutes as amended by Chapter 167, Public Laws of 1917; Chapter 214, Public Laws of 1919, and Chapter 219, Public Laws of 1921, relating to salaries of sheriffs.

S. 231: An Act to incorporate the Knox Bar and Library Association.

S. 232. An Act authorizing the formation of non-profit, co-operative associations, with or without capital

stock, for the purpose of encouraging the orderly marketing of agricultural products through co-operation.

S. 233. An Act to amend Section 36 of Chapter 219 of the Public Laws of 1917, as amended by chapter 196 of the public laws of 1919, relating to the protection of caribou.

S. 234. An Act closing to all hunting certain territory in Lincoln County, to be known as the Lincoln County Game Preserve.

S. 235. An Act amending Section 121 of Chapter 14 of the Revised Statutes, as amended by Chapter 135, Public Laws of 1921, relating to fish weirs.

S. 236. Resolve in favor of the Reformatory for Women for maintenance and other purposes.

**Passed to be Engrossed**

H. 191. An Act to amend Section 2 of Chapter 319, of the Public Laws of 1915 as amended by Chapter 243 of the Public Laws of 1919, relating to State and County Aid in the construction of highway bridges.

Mr. ADAMS of Kennebec: Mr. President, I move that we reconsider the action whereby we adopted House Amendment A in concurrence, and in support of that motion I will state: this bill came from the committee on ways and bridges and is in relation to the construction of bridges by joint action of the town, county and state. House Amendment A has been added since the report of the committee making it necessary to have a unanimous vote by the town, county and state, before a bridge can be constructed, giving power to either one to hold up the construction of a bridge.

The motion was agreed to, and on further motion by the same senator, the bill was given its second reading, without House Amendment A, and passed to be engrossed.

(Sent down for concurrence.)

**Passed to be Engrossed—Continued**

H. 244. An Act to amend Section 39 of Chapter 117 of the Revised Statutes as amended, relating to salaries of Registers of Probate.

H. 249. An Act to authorize the Register of Deeds of the Southern Registry District for the County of Aroostook to certify records.

H. 276. An Act to provide for the better protection of clams within the limits of the town of Roque Bluffs.

H. 277. An Act to amend Section 76 of Chapter 16 of the Revised Stat-

utes, to provide transportation for pupils who live on islands on which there are no secondary schools and from which regular transportation lines are established.

H. 280. An Act to amend Section 75 of Chapter 45 of the Revised Statutes relating to the taking of smelts.

H. 281. Resolve in favor of Miss Edith L. Soule.

H. 282. An Act to amend Section 129 of Chapter 301 of the Public Laws of 1917, relating to the care and treatment of certain infectious diseases.

H. 283. An Act to amend Section 3 of Chapter 264 of the Public Laws of 1919 as amended by Chapter 100 of the Public Laws of 1921, relating to applications for soldiers' bonus.

H. 284. Resolve making an appropriation for the Maine Seed Improvement Association.

H. 285. An Act to amend the act of incorporation of the Trustees of Fryeburg Academy in the town of Fryeburg and County of Oxford.

H. 286. An Act to amend Paragraph 7 of Section 45 of Chapter 117 of the Revised Statutes as amended by Chapter 214 of the Public Laws of 1919 as further amended by Chapter 219 of the Public Laws of 1921, relating to amount allowed for clerk hire in offices of Register of Deeds and Register of Probate in Kennebec County.

H. 287. Resolve, for carrying out the provisions of an act of the Legislature of 1923 relating to the production and sale of certified seed.

H. 288. An Act to promote the production and sale of certified seed and to protect the branding thereof, and repealing Chapter 141 of the Public Laws of 1917.

(On motion by Mr. Speirs of Cumberland, tabled pending passage to be engrossed.)

S. 105. An Act to amend Section 30 of Chapter 56 of the Revised Statutes, as amended by Chapter 76 of the Public Laws of 1917 and by Chapter 53 of the Public Laws of 1919, relating to branch railroad tracks.

**Finally Passed**  
**(Emergency Measure)**

Resolve, Appropriating Money to Repair Eastport Bridge.

This resolve carrying the emergency clause required on its final passage the affirmative vote of two-thirds of the members of the Senate.

Twenty-five voting for the passage of the resolve, and none opposed, it was finally passed.

**Passed to be Enacted**

An Act to amend Section Eighteen of Chapter Thirty-five of the Revised Statutes as amended by Chapter Two Hundred and Thirty-five of the Public Laws of Nineteen Hundred and Seventeen relating to the Entrance of cattle into the state.

An Act to extend an Act entitled "An act to Incorporate the Odd Fellows' Home of Maine."

An Act to amend Chapter Four Hundred and Forty-nine of the Private and Special Laws of Eighteen Hundred and Sixty-five, relating to the Irish American Relief Association of Portland.

An Act to amend Section Thirty-five of Chapter Forty-four of the Revised Statutes as amended by Chapter Sixty-seven of the Public Laws of Nineteen Hundred and Twenty-one, relating to licenses for lightning rod agents.

An Act authorizing and empowering the Inhabitants of the Town of Kennebunk to create a sinking fund and raise money therefor by taxation for the retirement of its high and grade school house bonds.

**Finally Passed**

Resolve, appointing a committee of investigation to procure plans and estimates for a State Library Building.

**Orders of the Day**

On motion by Mr. Kirschner of Androscoggin, Report of the committee on towns "ought not to pass," on H. D. 56, An Act to divide and set off a certain part of the town of Owls Head and annex the same to the town of South Thomaston, was taken from the table, on further motion by the same senator, the report of the committee was accepted in concurrence.

On motion by Mr. Hinckley of Cumberland, S. D. 199, An Act to revise and consolidate the banking laws of this State, was taken from the table.

The same senator then offered senate amendment "A" to S. D. 199, and moved its adoption:

Senate Amendment "A" to Senate Document 199.

Amend Senate Document 199 by adding at the end of Section 25 the following:

"No deposit payable to two or more persons or the survivor or survivors shall hereafter be accepted by any savings bank or trust company, and no shares so payable shall hereafter be issued by any loan or building association, unless and until the attorney for such bank, trust company or association shall have advised it in writing that upon investigation he is of the opinion that each person in whose name said deposit or shares are issued has a present bona fide legal interest therein, and that such account is not opened or such shares taken out for the purpose of transferring title to the same or any part thereof after the decease of any of the joint depositors or shareholders, nor for the purpose of evading the inheritance tax laws of this state."

Mr. EATON of Oxford: Mr. President, I move that the bill and amendment lie on the table.

The motion was agreed to.

Mr. SMITH of Somerset: Mr. President, with the consent of the senator from Wallo Mr. Buzzell, I move to take from the table An Act providing for the protection and assistance of

aged persons under certain conditions in the State of Maine, and prescribing penalties for violation of the provisions hereto, and making an appropriation for carrying out its purposes.

Mr. BUZZELL of Waldo: I have no objection, Mr. President.

The motion was agreed to, and on further motion by the same senator the bill was tabled, 1000 copies ordered printed, pending reference to the committees on pensions and labor, jointly.

Mr. BUZZELL of Waldo. Mr. President, I move that we take from the table H. D. 88, Resolve appropriating money for the purpose of rebuilding the steamship sheds of the state pier at Portland.

The motion was agreed to and, on further motion by the same senator, the resolve was finally passed, the action whereby this resolve was previously finally passed having been re-considered.

On motion by Mr. Elliott of Knox,

Adjourned until tomorrow morning at nine o'clock.