

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Second Legislature

OF THE

STATE OF MAINE

1925

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

HOUSE

Thursday, Feb. 5, 1925.

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

Prayer by the Rev. Mr. Lowe of Augusta.

Journal of the previous session read and approved.

Papers from the Senate disposed of in concurrence.

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

Agriculture

By Mr. Lowell of Lincoln: An Act additional to and amendatory of Chapter 35 of the Revised Statutes, relating to the prevention of contagious diseases among animals. (H. P. No. 366).

By Mr. Mitchell of Houlton: Resolve for aid in the payment of premiums awarded by the Houlton Agriculture Society. (H. P. No. 367)

Appropriations and Financial Affairs

By Mr. Holmes of Lewiston: Resolve in favor of Central Maine General Hospital, at Lewiston, Maine. (H. P. No. 368).

By Mr. Lait of Old Town: Resolve in favor of the Penobscot General Hospital, Old Town, Maine. (H. P. No. 370).

By Mr. Clarke of Randolph: Resolve in favor of the Gardiner General Hospital for maintenance and for medical and surgical treatment of patients. (H. P. No. 371).

Claims

By Mr. Melcher of Rumford: Resolve to reimburse the town of Rumford for money expended for Support of a Pauper. (H. P. No. 372).

Inland Fisheries and Game

By Mr. Stone of Bridgton: An Act to regulate fishing in Miller Brook, a tributary to Moose Pond in the town of Bridgton in the county of Cumberland. (H. P. No. 373).

By Mr. Metcalf of Farmington: An Act to prohibit the digging out of fox dens. (H. P. No. 375).

By the same gentleman: An Act to permit the hunting of rabbits or wild hares during the month of March, in addition to the open season now provided by law. (H. P. No. 376).

By the same gentleman: An Act relating to the trapping of fur-bearing animals. (H. P. No. 377).

By Mr. Piper of Jackman: An Act relating to Close Season on Foxes in Franklin, Somerset, Penobscot, Piscataquis and Aroostook Counties. (H. P. No. 378).

By the same gentleman: Resolve appropriating money to aid in the screening of Lake Moxie, in Somerset County. (H. P. No. 374).

Judiciary

By Mr. Bragdon of Perham: An Act relating to fees for the registration of vehicles relating to the transportation of school children. (H. P. No. 379).

(500 copies ordered printed)

By Mr. Piper of Jackman: An Act requiring physical examination before issuance of a marriage license. (H. P. No. 380).

(1000 copies ordered printed)

By Mr. Stitham of Pittsfield: An Act to amend Article 8 of the Constitution of the State of Maine referring to education. (H. P. No. 381).

(5000 copies ordered printed)

Legal Affairs

By Mr. Curtis of Brewer: An Act to amend Chapter 216 of the Public Laws of 1903, pertaining to the school board of the city of Brewer. (H. P. No. 382).

(500 copies ordered printed)

By Mr. Gilmour of Westbrook: An Act to incorporate Cornelia Warren Community Association. (H. P. No. 400).

Pensions

By Mr. Littlefield of Kennebunk: Resolve in favor of Zebedee Cushman of Kennebunk for an increase of pension. (H. P. No. 383).

Public Utilities

By Mr. Leland of Sangerville: Resolve for the appointment of one or more persons to represent the State in certain proposed changes in freight rates affecting the people of the State. (H. P. No. 247).

(500 copies ordered printed)

Salaries and Fees

By Mr. Holmes of Lewiston: An Act relating to the salary of the Clerk of the Lewiston Municipal Court. (H. P. No. 384).

By Mr. Jones of So. Portland: An Act relating to the salary of the Judge of the Municipal Court of So. Portland. (H. P. No. 385).

By Mr. Oakes of Portland: An Act relating to the salaries of

Deputy Sheriffs of Cumberland County. (H. P. No. 386).

State School for Boys, State School for Girls and State Reformatories

By Mr. Jones of So. Portland: Resolve in favor of trustees of Juvenile Institutions. (H. P. No. 387).

By the same gentleman: Resolve in favor of State School for Girls. (H. P. No. 388.)

By the same gentleman: Resolve in favor of State School for Boys. (H. P. No. 389).

Ways and Bridges

By Mr. Brown of Bethel: Petition of inhabitants of Oxford County in favor of improvement of Lake Road, so-called, in town of Andover. (H. P. No. 390).

By Mr. Wheeler of So. Paris: Resolve in favor of the town of Paris for repair of road. (H. P. No. 391).

By Mr. Morse of Oakland: Resolve in aid of the repairing and rebuilding of a Road in Sidney. (H. P. No. 392).

By Mr. Forhan of Canton: Resolve in favor of the town of Hebron for appropriating money to aid in repairing a road. (H. P. No. 393).

By Mr. Mathews of Cherryfield: Resolve in favor of the town of Milbridge to assist the town in repairing the highway beginning at the Cherryfield town line in the town of Milbridge east from Campbells Hill, so-called, in the town of Cherryfield, and extending in an easterly direction to the town line of Harrington. (H. P. No. 394)

By Mr. Haggett of West Bath: Resolve in favor of the town of Phippsburg. (H. P. No. 395)

By Mr. Smith of Bangor: Resolve for repairs on bridge across Mattawamkeag River in the town of Drew, Penobscot County. (H. P. No. 396)

By Mr. Drake of Bath: Resolve appropriating money to aid in the permanent improvement of the Mere Point Road, so-called, in the town of Brunswick. (H. P. No. 397)

By the same gentlemen: Resolve appropriating money for the construction of a road at Mere Point in the town of Brunswick. (H. P. No. 398)

By Mr. McDonald of East Machias: Resolve in favor of road in the town of Marion. (H. P. No. 399)

Reports of Committees

Mr. Fuller from the committee on Legal Affairs reported "ought not to pass" on bill, "an act to provide for the settlement of estates of absentees". (H. P. No. 9) (H. D. No. 5)

The report was read and accepted.

On motion by Mr. Oakes of Portland the House voted to reconsider its action whereby the report was accepted; and on further motion by the same gentleman the document was tabled pending acceptance of the report.

Mr. Atwood from same committee reported "ought not to pass" on bill, "an act to authorize service of process on a non-resident." (H. P. No. 48) (H. D. No. 12)

Report read and accepted and sent up for concurrence.

Mr. Thompson from same committee reported "ought to pass" on bill, "an act to disorganize Criehaven Plantation in the county of Knox." (H. P. No. 18).

Report read and accepted and the bill ordered printed under the joint rules.

First Reading of Printed Bill

H. P. 362: An act relating to application for Soldiers' Bonus.

(Next legislative day at 10 A. M. assigned for third reading).

Passed To Be Engrossed

H. P. 20: An act to increase the capital stock of the Camden and Rockland Water Company.

Passed to be Enacted

(Emergency Measure)

An act to incorporate the city of Brewer High School District.

The SPEAKER: 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 the passage of the bill 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 thirty-three voted, all in the affirmative, and the bill was passed to be enacted.

Orders of the Day

On motion by Mr. Thompson of Rockland it was voted to take from the table Senate Document No. 32, tabled by that gentleman January 29, being an act to amend Chapter 195 of the Public Laws of 1917, relative to the powers of Prison Commissioners; and on further motion by the same gentleman the bill was referred to the committee on State Prison in non-concurrence with the Senate, the

Senate having referred the bill to the Judiciary committee.

On motion by Mr. Curtis of Brewer it was voted to take from the table the bill tabled by that gentleman yesterday regarding the taking of smelts in Penobscot waters; and on further motion by the same gentleman the bill was referred to the committee on Sea and Shore Fisheries.

On Motion by Mr. Littlefield of Kennebunk it was voted to take from the table Senate Document No. 33, tabled by that gentleman, being an act to enlarge the powers of the State Highway Police and to authorize the Governor and Council to appoint said police and direct them in the performance of their duties; and on further motion by the same gentleman the bill was referred to the committee on Judiciary in accordance with the suggestion of the committee on reference of bills.

The SPEAKER: The House is about to take a recess of approximately one hour. This will be done for the purpose of exchanging papers with the Senate, and that the committee on reference of bills may meet, and we will respond at the sound of the gavel in about an hour and endeavor to accomplish sufficient business to justify adjournment today and save a session tomorrow. During this recess the Clerk has a notice that a Republican caucus is to be held this morning, and that caucus may well take place immediately after we recess. Will the members kindly remain within hearing approximately an hour from this time, when we will reassemble, and at that time the period of adjournment can be determined? For the purpose of holding the Republican caucus it will be necessary to request, not only our visitors but members of the minority party to afford us the use of the hall exclusively for a brief period. The House will now recess to respond to the sound of the gavel.

After Recess

It was voted that the rules be suspended to receive additional papers from the Senate, out of order.

Additional papers from the Senate disposed of in concurrence.

Additional bills and resolves re-

ceived out of order, and referred to the following committees:

Appropriations and Financial Affairs

By Mr. Frost of Belfast: Resolve in favor of the Home for Aged Women at Belfast. (H. P. No. 431)

By the same gentleman: Resolve in favor of the Waldo County General Hospital, Belfast, Me. (H. P. No. 432)

By Mr. Mitchell of Houlton: Resolve appropriating money to aid the Aroostook Hospital at Houlton. (H. P. 401).

Claims

Mr. Dunbar of Orland: Resolve in favor of Roy A. Wentzel. (H. P. 402).

By the same gentleman: Resolve in favor of the town of Castine to reimburse said town for money expended for the care of State Paupers. (H. P. 403).

By Mrs. Allen of Hampden: Resolve in favor of George J. Grant of Bangor, Penobscot County, Maine, for injuries received by him in collision with a wild moose. (H. P. 404).

Education

By Mr. Pierce of Sanford: An Act to provide for the schooling of children in the towns where their parents have temporary residence. (H. P. 405).

(500 copies ordered printed)

By Mr. Mills of St. Albans: Resolve in favor of Hartland Academy. (H. P. 406).

Inland Fisheries and Game

By Mr. Buker of Bath: An Act relating to the revocation of licenses and certificates issued by the department of Inland Fisheries and Game. (H. P. 407).

Judiciary

By Mr. Hale of Portland: An Act to incorporate the Personal Finance Company. (H. P. 409).

By Mr. Boynton of So. Portland: An Act to amend the charter of the city of South Portland. (H. P. 410).

By Mr. Holmes of Lewiston: An Act authorizing the employment of stenographers by Justices of the Supreme Judicial and Superior Courts. (H. P. 411).

(Tabled by Mr. McDonald of East Machias pending reference to committee.)

By Mr. Nichols of Portland: An act relating to driving motor vehicles while under the influence of intoxicating liquors. (H. P. 412).

(500 copies ordered printed)

By Mr. Boody of Windham: An Act relating to registration of motor

vehicles of non-residents and fees of residents. (H. P. 413).

(500 copies ordered printed)

By Mr. Deering of Saco: An Act for the recovery of taxes illegally assessed. (H. P. 414).

(500 copies ordered printed)

Pensions

By Mr. Clarke of Randolph: Re-in favor of Fannie Konkleman, Randolph, Maine, for pension.

Salaries and Fees

By Mr. Thompson of Rockland: An Act to increase the salary of the register of deeds for Knox County. (H. P. 415).

Sea and Shore Fisheries

By Mr. Leighton of Dennysville: An Act to provide for the better protection of clams within the limits of the town of Perry. (H. P. 416).

By Mr. Dunbar of Orland: An Act to extend the open time for smelt fishing in the tidewaters of the Penobscot River and its tributaries. (H. P. 417).

(On motion by Mr. Curtis of Brewer tabled pending reference to committee and 500 copies ordered printed.)

Ways and Bridges

By Mr. Boody of Windham: An Act relating to a tax on gasoline. (H. P. 418).

(On motion by Mr. Hamilton of Caribou tabled pending reference to committee and 1000 copies ordered printed.)

By Mr. Spruce of Milford: Resolve in favor of town of Greenbush. (H. P. 419).

By the same gentleman: Resolve in favor of the city of Old Town and the town of Milford. (H. P. 420).

By Mr. Robinson of Scarborough: Resolve in favor of the town of Scarborough. (H. P. 421).

By Mr. Harriman of Readfield: Resolve in aid of the repair and alteration of a road in Rome. (H. P. 422).

By Mr. Johnson of Brownville: Resolve appropriating money for improvement of road in the town of Parkman. (H. P. 423).

By Mr. Deering of Saco: Resolve in favor of the Buxton road. (H. P. 424).

By Mr. Deering of Saco. Resolve in favor of the Ferry road. (H. P. 425).

By Mr. Robie of Gorham: Resolve in favor of a road in Gorham. (H. P. 426).

By the same gentleman: Resolve in favor of Kimball bridge in the town of Gorham. (H. P. 427).

By Mr. Frost of Belfast: Resolve in favor of the city of Belfast, Waldo County, for the purpose of repairing a roadway. (H. P. 428).

By the same gentleman. Resolve in favor of the city of Belfast for repairs and construction on the road from Belfast to Lincolnville Center. (H. P. 429).

From the Senate: Ordered, the House concurring, that when the Senate and House adjourn, they adjourn to meet Tuesday afternoon, Feb. 10th, at 4.30 P. M.

In the Senate read and passed.

In the House passed in concurrence.

Reports of Committees

Out of Order

Mr. Robie from the committee on Agriculture reported ought not to pass on bill An Act to require bulls one year old and over to be ringed. (H. P. No. 40).

Report was read and accepted and sent up for concurrence.

Same gentleman from same committee reported ought to pass on resolve in favor of Highmoor Farm, in the town of Monmouth. (H. P. No. 87) (H. Doc. No. 21).

(The rules were suspended and the resolve received its first reading).

Same gentleman from same committee reported same on resolve in favor of animal husbandry. (H. P. No. 88) (H. Doc. No. 22).

(The rules were suspended, and the resolve received its first reading, and on motion by Mr. Pike of Lubec, the resolve was tabled pending second reading).

Mr. Robie from the committee on Agriculture reported same on resolve in favor of scientific investigation in agriculture in Aroostook county. (H. P. No. 89) (H. Doc. No. 23).

(The rules were suspended and the resolve received its first reading).

Same gentleman from same committee reported same on resolve making appropriation for the support and maintenance of the Maine Agricultural Experiment Station. (H. P. No. 90) (H. Doc. No. 24).

(The rules were suspended and the resolve received its first reading).

Mr. Pierce from the committee on Education, on resolve in favor of St. Louis Home and School for Boys, West Scarborough, Maine (H. P. No. 104), reports that the same be referred to

the committee on appropriations and financial affairs.

Report read and accepted and sent up for concurrence.

Mr. Nichols from the committee on Judiciary reported ought not to pass on bill, An Act relating to corporations for literary, charitable, educational and other purposes. (H. P. No. 115).

Report was read and accepted and sent up for concurrence.

Mr. Oakes from same committee reported ought to pass on bill, An Act to change the name of the trustees of Gould's Academy in Bethel. (H. P. No. 26).

Same gentleman from same committee reported same on bill, An Act to amend Sections 3, 4 and 5 of Chapter 413 of the Private and Special Laws of 1893, relating to the East Maine Conference Seminary. (H. P. No. 27).

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

Mr. Dwinal from the committee on Legal Affairs on bill, An Act to amend the charter of Kennebec Log Driving Company, as amended by Chapter 402 of the Private and Special Laws of 1885, and further amended by Chapter 13 and Chapter 14 of the Private and Special Laws of 1917, and by Chapter 2 of the Private and Special Laws of 1921 (H. P. No. 16) (H. D. No. 16), reports that the same ought to pass.

The report was read and accepted, and the bill received its two several readings under suspension of the rules.

Mr. Bartlett from the same committee on bill, An Act authorizing the sale of the property and assets of the Moose River Log Driving Company

and providing for the dissolution of said corporation (H. P. No. 15) (H. D. No. 15), reports that the same ought to pass.

The report was read and accepted and the bill received its two several readings under suspension of the rules.

Mr. Clarke from the committee on Salaries and Fees reported ought to pass on bill, An Act relating to clerk hire for Clerk of Courts for Knox county (H. P. No. 21).

Same gentleman from same committee reported same on bill, An Act increasing the amount paid for clerk hire in the office of the Recorder of the Municipal Court of the city of Portland (H. P. No. 70).

Same gentleman from same committee reported same on bill, An Act relating to the salary of the Judge of the Municipal Court of Portland (H. P. No. 71).

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

The SPEAKER: Under orders of the day is it the pleasure of the House to reconsider the vote whereby we assigned for third reading at 10 o'clock upon the next legislative day An Act relating to application for soldiers' bonus?

Thereupon the House voted to so reconsider and assign the next legislative day at 4.30 P. M. for the reading of this act.

On motion by Mr. Mathews of Cherryfield,

Adjourned until 4.30 o'clock Tuesday afternoon, Feb. 10, 1925.