

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

Friday, Feb. 20, 1925.

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

Prayer by the Rev. Mr. McWhorter of Augusta.

Journal of the previous session read and approved.

Papers from the Senate disposed of in concurrence.

From the Senate: Bill, an act to divide the town of Jonesport and incorporate the town of Beals. (S. P. 285) (S. D. 103)

In the Senate referred to the committee on Towns.

In the House, on motion by Mr. Mansfield of Jonesport tabled pending reference in concurrence.

From the Senate: The following order:

Ordered, the House concurring, that when the Senate and House adjourn, they adjourn to meet Tuesday forenoon, February 24, at ten o'clock.

In the Senate read and passed.

Mr. LITTLEFIELD of Kennebunk: Mr. Speaker, what is the idea in coming in in the morning? We do not have time to get here unless we come the night before.

The SPEAKER: Does the gentleman wish to speak to the passage of the order?

Mr. LITTLEFIELD: No, Mr. Speaker, I just wondered if we could not make it in the afternoon rather than in the forenoon.

The SPEAKER: The Chair would suggest that various hearings are to be held in the afternoon.

Thereupon the order received passage in concurrence.

From the Senate: Report of the committee on Agriculture reporting 'ought to pass' on bill, an act to amend Section 4 of Chapter 134 of the Public Laws of 1923, relating to the control and suppression of the European Corn Borer. (S. P. 26) (S. D. 23)

In the Senate report read and accepted and the bill passed to be engrossed.

In the House, on motion by Mr. White of Bowdoinham, tabled pending

acceptance of the report in concurrence.

From the Senate: Bill, an act requiring owners of certain motor vehicles and trailers to furnish security for their civil liability on account of personal injuries and property damage caused by their motor vehicles and trailers. (S. P. 131) (S. D. 57)

This was referred in the House on February 18 to the Committee on Mercantile Affairs and Insurance in non-concurrence.

It comes from the Senate that body insisting on its former action, whereby the bill was referred to the committee on Judiciary and asking for a committee of conference with the following members appointed on its part: Senators Cram of Cumberland, Hussey of Aroostook and Anthome of Cumberland.

On motion by Mr. Wing of Auburn, the House voted to adhere to its former action and join in the committee of conference, and the Chair appointed as conferees on the part of the House Representatives Sargent of Sedgwick, Drake of Bath and Pendleton of Islesboro.

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

Education

By Mr. Crockett of Hollis: An Act to amend R. S. Chapter 16, Section 130 as amended by Public Laws 1919, Chapter 69, relating to certification of teachers (H. P. No. 856)
(500 copies ordered printed.)

Inland Fisheries and Game

By Mr. Crockett of Hollis: Remonstrance of Bartlett W. Hanson and 73 others against an act in regard to the trapping of wild animals. (H. P. No. 857)

Legal Affairs

By Mr. Bartlett of Bangor: An Act to amend Section 13 of Chapter 51 of the Revised Statutes, as amended by Chapter 23 of the Public Laws of 1919, relating to proxies. (H. P. No. 858)

(500 copies ordered printed.)

Sea and Shore Fisheries

By Mr. Sargent of Sedgwick: Remonstrance of G. O. Getchell and 84 others of Harpswell against any

change in the present Sea and Shore Fisheries Commission law. (H. P. No. 859)

By Mr. Moore of Gouldsboro: Remonstrance of C. B. Johnson and 14 others of Bailey's Island against same. (H. P. No. 860)

By Mr. McDonald of East Machias: Remonstrance of Arthur Holmes and 7 others of Larrabee against same. (H. P. No. 861)

By Mr. Mansfield of Jonesport: Remonstrance of F. H. Crowley and 18 others of Beals against same. (H. P. 862)

By Mr. Mills of St. Albans: Remonstrance of W. A. Eastman and 15 others of Harpswell against the passage of the so-called Lamson bill regarding the Measurement of Lobsters. (H. P. No. 863)

By Mr. Mathews of Cherryfield: Remonstrance of John A. Chipman and 32 others of Milbridge against same. (H. P. No. 864)

By the same gentleman: Remonstrance of I. L. Smith of 18 others of Steuben against same (H. P. No. 865)

By Mr. Fuller of Southwest Harbor: Remonstrance of Howard Staples and 71 others of Swans Island against same. (H. P. No. 866)

By the same gentleman: Remonstrance of S. E. Bridges of Isle au Haut and 21 others against same. (H. P. No. 867)

By Mr. Sargent of Sedgwick: Remonstrance of O. A. Richardson and 56 others of West Point against same. (H. P. No. 868)

By the same gentleman: Remonstrance of D. R. Stevens and 5 others of Georgetown against same. (H. P. No. 869)

Taxation and Ways and Bridges

By Mr. Mansfield of Jonesport: Remonstrance of G. V. Woodward and 11 others of Jonesport against any increase in the gasoline tax without exemptions to fishermen. (H. P. No. 870)

By the same gentleman: Remonstrance of S. T. Openshaw and 24 others of Beals against same. (H. P. No. 871)

By the same gentleman: Remonstrance of M. F. Lamson and 29 others of Jonesport against same. (H. P. No. 872)

By the same gentleman: Remonstrance of L. H. Simmons and 8 others of Beals against same. (H. P. No. 873)

By Mr. Fuller of Southwest Harbor: Remonstrance of Chas. M. Rowe and 62 others of Swans Island against same. (H. P. No. 874)

By the same gentleman: Remonstrance of C. M. Torrey and 30 others of Swans Island against same. (H. P. No. 875)

By Mr. Boman of Vinalhaven: Remonstrance of Fred Simpson and 10 others of Criehaven against same. (H. P. No. 876)

Orders

Mr. Lamson of South Portland presented the following order and moved its passage:

Ordered, the Senate concurring, that all bills resolves and orders after the session of the Legislature held on March 4th, except as pertain solely to facilitating the business of the 82nd Legislature be referred to the next Legislature.

On motion by Mr. Wing of Auburn, the order was tabled pending passage.

On motion by Mr. Stitham of Pittsfield, it was

Ordered, that the use of the House of Representatives be granted to the committee on Publicity for a hearing Wednesday, February 25th at 1 P. M.

On motion by Mr. Spear of Portland, it was

Ordered, that the clerk of the House prepare and cause to be printed and bound under his supervision and direction two hundred copies of the Journal of the House of the present session.

Reports of Committees

Mr. Pierce from the Committee on Education reported "Ought not to pass" on Resolve in favor of Traip Academy of Kittery. (H. P. No. 44) as the subject matter has been taken care of by another bill.

Mr. Wing from the Committee on Judiciary reported ought not to pass on bill "An Act requiring Physical Examination before Issuance of a Marriage License." (H. P. No. 380) (H. Doc. No. 77)

Reports read and accepted and sent up for concurrence.

The SPEAKER: The Chair does not wish to suggest any delay of the business of the House, but observes that several members are absent; and if the members present are aware that any absent member is interested in a particular bill, he might do well to table it until his colleague returns. The acceptance of a report, ought not to pass, virtually kills a bill in this branch of the Legislature.

Mr. Wing from the committee on

Judiciary reported "ought not to pass" on Bill "An Act to amend Section 53 of Public Laws of 1921 relating to Motor Vehicles. (H. P. No. 268) (H. Doc. No. 49)

(On motion by Mr. Frost of Eastport tabled pending acceptance of the report.)

Mr. Oakes from the same Committee reported same on Bill "An Act to provide that a Voter changing his Residence from one ward or precinct to another may vote in the ward or precinct of his New Residence. (H. P. No. 292) (H. Doc. No. 57)

Mr. Thompson from the Committee on Legal Affairs reported same on Bill "An Act to Prohibit the Use of Firearms by Minors. (H. P. No. 233)

Br. Burnham from the Committee on Public Utilities reported same on Bill "An Act to provide for the Improvement of Navigation, the development of Water Power in the Rivers and Tidal Waters of the State of Maine" (H. P. No. 202.) (H. D. No. 37.)

Reports read and accepted and sent up for concurrence.

Mr. Gagne from the Committee on Federal Relations reported "Ought to pass" on Bill "An Act to authorize the Filing by the United States in the several counties of this State of Notices of Liens for Taxes" (H. P. No. 192) (H. Do. No. 34)

Report was read and accepted and the Bill having already been printed, was read twice under suspension of the rules and tomorrow assigned.

Mr. Flint from the Committee on Inland Fisheries and Game reported same on Bill "An Act to repeal the Bounty on Bears. (H. P. No. 109.)

Mr. Nichols from the Committee on Judiciary reported same on Bill "An Act authorizing the Judge of the Portland Municipal Court to fix the time for holding Criminal Sessions." (H. P. No. 453.)

Mr. Oakes from same Committee reported same on Bill "An Act of amend the Charter of the City of South Portland. (H. P. No. 410.)

Mr. Bartlett from the Committee on Legal Affairs reported same on Bill "An Act relative to the Bangor Public Library. (H. P. No. 159.)

Mr. Seidel from same Committee reported same on Bill "An Act authorizing the Clerk of Courts of Lincoln County to act as Clerk of Lincoln Municipal Court." (H. P. No. 68.)

Mr. Comins from the Committee on Public Utilities reported same on Bill "An Act to extend the Charter of the Quebec Extension Railway Company." (H. P. No. 68.)

Mr. Jones from same committee reported same on Bill "An Act to renew the Charter of the R. and T. Cement Railroad (H. P. No. 456.)

Reports read and accepted and the Bills ordered printed under the Joint Rules.

First Reading of Printed Bills and Resolves

H. P. 837: An Act to Incorporate the Bay Point Village Corporation.

H. P. 123: An Act to amend the Charter of the Dover and Foxcroft Water District.

H. P. 855: An Act to amend Chapter 174 of the Public Laws of Maine for 1923, known as the Military Law.

H. P. 55: Resolve making appropriation for the Control and Suppression of the European Corn Borer.

H. P. 463: Resolve making an appropriation for the Maine Seed Improvement Association.

H. P. 530: Resolve transferring the Income from the Carleton Orchard Fund to the College of Agriculture of the University of Maine.

H. P. 183: Resolve making appropriation for the Maine Agricultural Experiment Station for the Purchase of additional Land at Highmoor Farm.

Passed to be Engrossed

S. P. 16: An Act to change the name of Pleasant Pond in the towns of Whitefield and Jefferson, to Clary Lake.

Orders of the Day

On motion by Mr. Curtis of Brewer, it was voted to take from the table House Doc. 180, a joint order requiring railroads to file list of salaries, etc., tabled by the gentleman February 19, pending passage, and that gentleman yielded the floor to the gentleman from Windham, Mr. Boody.

The SPEAKER: The gentleman from Windham, Mr. Boody, has the floor, the matter in hand being House Doc. 180, order relative to the furnishing of information by railroads, the pending question being the motion of the gentleman from Windham that this order have passage. Debate is now in order on the

question of the passage of this order.

Mr. BOODY: Mr. Speaker, do I understand that it is for me to lead on that after I made my statement yesterday?

The SPEAKER: As the gentleman wishes.

Mr. BOODY: The remarks that I made yesterday cover the matter with me unless some opposition may develop; then I would wish to say more.

The SPEAKER: The pending question is the passage of this order.

Mr. BOODY: I move its passage.

The SPEAKER: Is it the pleasure of the House that this order have passage?

The question being called for, a viva voce vote was taken, and the order failed of passage.

On motion by Mr. Fuller of Southwest Harbor it was voted to take from the table report of the committee on Sea and Shore Fisheries on bill, an act to establish closed time on lobsters west of Petit Manan Point, H. P. 126, tabled by that gentleman February 13, pending acceptance of the report; and on further motion by the same gentleman the report ought to pass was accepted.

On motion by Mr. Holmes of Lewiston, it was voted to take from the table report of committee on Salaries and Fees on an act to increase the salaries of county commissioners for Cumberland county (S. P. 44) tabled by that gentleman February 12, pending acceptance in concurrence, and that gentleman moved the acceptance of the report in concurrence.

Mr. HALE of Portland: May I ask, Mr. Speaker, what the report of the committee is?

The SPEAKER: The report of the committee is "ought to pass in new draft." The new draft has been printed as Sen. Doc. No. 46.

On motion by Mr. Hale of Portland, the report was re-tabled, pending acceptance in concurrence.

On motion by Mr. Martin of Augusta, it was voted to take from the table report of the committee on Judiciary on bill an act relating to

fees for registration of motor vehicles, being Senate Doc. 36, tabled by that gentleman February 19, pending acceptance of the report.

Mr. MARTIN of Augusta: Mr. Speaker, I now offer House Amendment A and move its adoption.

The SPEAKER: The matter is not yet ready for amendment, as the report has not yet been accepted. If the gentleman desires, he can move acceptance of report, the bill take its two several readings, and then offer the amendment.

Thereupon on motion by Mr. Martin of Augusta the report was accepted and the bill being an act to amend Paragraph A of Section 47 of Chapter 211 of the Public Laws of 1921, relative to fees for registration of vehicles, had its two several readings at this time.

Mr. MARTIN of Augusta: I now offer House Amendment A and move its adoption.

House Amendment "A" to S. Doc. 36

An Act to Amend Paragraph "A" of Section forty-seven of Chapter two hundred and seven of the Public Laws of nineteen twenty-one, relative to fees for registration of vehicles.

Said Act is hereby amended by adding after the word "registered" in line four, section forty-seven, paragraph "A", the words "or licensed."

So that said paragraph "A" shall read as follows: "Motor vehicles regularly used for livery or hire shall pay double the above fees, provided, however, that private automobiles occasionally employed for use at funerals by a duly registered or licensed undertaker, shall not be subject to such double fees."

On motion by Mr. Littlefield of Kennebunk, the bill was tabled pending adoption of House Amendment A.

The SPEAKER: Can any further business under orders of the day be accomplished? (No response) There are several matters pending reference to committees. (Again no response). If there is no further business under orders of the day, the Clerk will read the notices.

(Notices read by the Clerk.)

On motion by Mr. Vail of Hodgdon, Adjourned until Tuesday morning, February 24, at ten o'clock.