

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-Second Legislature

OF THE

STATE OF MAINE

1925

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

HOUSE

Wednesday, March 4, 1925.

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

Prayer by the Rev. Mr. Webber of Hallowell.

Journal of the previous session read and approved.

Papers from the Senate disposed of in concurrence.

Senate Bills in First Reading

S. P. No. 128: An Act to amend Chapter 62 of the Public Laws of 1923, relating to the production and sale of certified seed.

S. P. No. 188: An Act to amend Section 5 of Chapter 37 of the Revised Statutes, as amended by Chapter 66 of the Public Laws of 1919, relating to the registration of milk dealers.

S. P. No. 161: Joint Resolution, favoring the acquiring and maintenance by the United States government of a suitable vessel, constructed and equipped especially as an ice breaker, to be stationed and operated solely on the Maine coast.

S. P. No. 111: An Act to prohibit ice fishing in Kennebunk Pond, in the county of York.

S. P. No. 58: Resolve, to double stack the State Library.

From the Senate: Bill, an act relating to warning signs at grade crossings, House Paper 886, (H. D. 212) which was referred to the committee on Judiciary in the House, February 24.

Comes from the Senate, referred to the committee on Public Utilities in non-concurrence.

In the House, on motion by Mr. Wing of Auburn, that body voted to recede and concur with the Senate in the reference of this bill to the committee on Public Utilities.

From the Senate: Resolve to reject the proposed Twentieth Amendment to the Constitution of the United States, being the Child Labor Law, so-called, H. P. 306, (H. D. 61), which was referred to the committee on Legal Affairs in the House February 19.

Comes from the Senate that body

insisting on its former action where-by the bill was referred to the committee on Labor, and asking for a committee of conference, with the following members appointed on its part, Senators Smith of Somerset, Wadsworth of Kennebec and Bond of Lincoln, the House having voted to adhere to its action on February 27.

In the House, on motion by Mr. Hale of Portland, that body voted to join in the committee of conference and the Chair appointed as conferees on the part of the House, Representatives Hale of Portland, Sturgis of Auburn, and Dudley of Woodstock.

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

Judiciary

By Mr. Pendleton of Islesboro: Remonstrance of Charles D. Fillebrown of Stockton Springs and 31 others against the repeal of the direct Primary Law. (H. P. No. 1009)

By Mr. Gardiner of Gardiner: Remonstrance of A. W. Wakefield of Gardiner and 25 others against same. (H. P. No. 1010)

By Mr. Metcalf of Farmington: Remonstrance of Mrs. Mary K. Miles of Chesterville, Maine and certain others against same. (H. P. No. 1011)

By Mr. Harrington of Durham: Remonstrance of Charles E. Cartland of Lisbon Falls and others against same. (H. P. No. 1012)

By Mr. Forhan of Canton: Remonstrance of Lester Adams and others of Hebron against the same. (H. P. No. 1013)

By Mr. Johnson of Brownville: Remonstrance of Curtis G. Esterbrook of Brownville and 3 others against same. (H. P. No. 1014)

By Mr. White of Bowdoinham: Remonstrance of E. C. Harmon and 22 others of Bowdoin against same. (H. P. No. 1015)

By Mr. Sargent of Sedgwick: An Act relating to registration of motor vehicles of non-residents and fees for same. (H. P. No. 1016)

(On motion by Mr. Littlefield of Kennebunk tabled pending reference, and 500 copies ordered printed)

Legal Affairs

By Mr. Brown of Bethel: An Act to establish a State Bureau of Criminal Identification and Investigation and to establish a Commission to appoint members of said bureau. (H. P. No. 1018)

(500 copies ordered printed)

Sea and Shore Fisheries

By Mr. Bishop of Boothbay Harbor: Remonstrance of Luther Maddocks and 51 others of Boothbay Harbor against any change in the Herring Law allowing Torching in the Sheepscot River. (H. P. No. 1019)

State Prison

By Mr. Gilchrist of Thomaston: Remonstrance of Grace Andrews and certain others against Bill relative to powers of Prison Commission. (H. P. No. 1020)

By the same gentleman: Remonstrance of Levi Seavey and certain others against same. (H. P. No. 1021)

Taxation and Ways and Bridges

By Mr. Bishop of Boothbay Harbor: Remonstrance of A. P. Greenleaf and 43 others of Southport against an increase in the Gasoline Tax unless Motor Boats are exempt. (H. P. No. 1022).

By the same gentleman: Remonstrance of B. E. Coolen of Boothbay Harbor and 87 others against same. (H. P. No. 1023).

Reports of Committees

Mr. Hammond from the Committee on Taxation reported "Ought not to pass" on Bill "An Act to amend Chapter 10 of the Revised Statutes, relating to Exemption of Estates of Soldiers, Sailors and Marines". (H. P. No. 851) (H. Doc. No. 195).

Report was read and accepted and sent up for concurrence.

Majority Report of the Committee on Sea and Shore Fisheries reporting "Ought not to pass" on Bill "An Act to repeal Chapter 293, Public Laws of 1917, and to amend and reenact certain Sections of Chapter 45, Revised Statutes, relating to the Commissioner of Sea and Shore Fisheries" (H. P. No. 128) (H. Doc. No. 29).

Report was signed by the following:

Messrs. CASE of Washington
WALKER of Knox
CLARKE of Hancock
—of the Senate

MILLS of St. Albans
BOMAN of Vinalhaven
FORHAN of Canton
MOORE of Gouldsboro
SARGENT of Sedgwick
—of the House

Minority Report of same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following:

Messrs. LAMSON of So. Portland
LITTLEFIELD of Kenne-
bunk —of the House

On motion by Mr. Sargent of Sedgwick both reports tabled, pending acceptance of either, and specially assigned for tomorrow morning.

Majority Report of same Committee reporting "Ought not to pass" on Bill "An Act to amend Section 35, Chapter 45 of the Revised Statutes, relating to Legal Size of Lobsters and Method of Measurement" (H. P. No. 556) (H. Doc. No. 120).

Report was signed by the following:

Messrs. CASE of Washington
WALKER of Knox
CLARKE of Hancock
—of the Senate
MILLS of St. Albans
BOMAN of Vinalhaven
FORHAN of Canton
MOORE of Gouldsboro
SARGENT of Sedgwick
—of the House

Minority Report of same Committee reporting "Ought to pass" on same Bill

Report was signed by the following:

Messrs. LAMSON of So. Portland
LITTLEFIELD of Kenne-
bunk —of the House

On motion by Mr. Lamson of South Portland, both reports tabled pending acceptance of either.

Passed to be Engrossed

S. P. No. 344: An Act relating to the Jurisdiction of the Municipal Court of the City of Westbrook.

H. P. No. 205: An Act to amend Section 1 of Chapter 147 of the Revised Statutes of Maine, relating to the State Board of Charities and Corrections.

H. P. No. 366: 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. 616: An Act to amend Chapter 195 of the Private and Special Laws of 1887, entitled, "An

act to amend an act incorporating the city of Waterville", as amended by Chapter 16 of the Private and Special Laws of 1917.

H. P. No. 936: An Act in favor of the Monson Maine Slate Company.

H. P. No. 937: An Act relating to the Penobscot Tribe of Indians.

H. P. No. 948: An Act to incorporate the Cousins and Littlejohns Islands Village Corporation.

H. P. No. 307: Resolve making appropriations for the Passamaquoddy Tribe of Indians for the years July 1, 1925, to June 30, 1927.

Passed to be Enacted

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.

An Act to extend the Charter of the Eastern Maine Railroad.

An Act to Disorganize Criehaven Plantation, in the county of Knox.

An Act to authorize the Clerk of Courts of the County of Lincoln to act as Clerk of the Lincoln Municipal Court.

An Act to regulate fishing in the brooks in York in the county of York. (Tabled by Mr. Burnham of Kittery pending passage to be enacted)

An Act to extend the Charter of the Quebec Extension Railway Company.

An Act to repeal the bounty on bears.

An Act relating to hunting in certain specified localities in the State of Maine.

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

An Act relating to the Bangor Public Library.

An Act to authorize the filing by the United States in the several counties of the State notices of liens for taxes.

An Act relating to the penalty under the act relating to desertion and non-support, when the offense is not of a high and aggravated nature.

An Act to amend Section 11 of Chapter 204 of the Public Laws of 1856, as amended, relating to the powers of the Recorder of the Portland Municipal Court.

An Act to amend Section 81 of Chapter 82 of the Revised Statutes relating to the terms of the Superior Court for the county of Cumberland.

An Act to amend the Charter of the City of South Portland.

An Act to authorize the Judge of the Portland Municipal Court to fix the time for holding criminal sessions.

An Act to renew the Charter of the R. and T. Cement Railroad.

An Act to establish Close Time on Lobsters west of Petit Manan Point. (H. P. 674) (H. D. 201)

An Act to Incorporate the Bay Point Village Corporation. (H. P. 137) (H. D. 177)

An Act to amend Chapter 174 of the Public Laws of 1923, known as the Military Law. (H. P. 855) (H. D. 188)

Finally Passed

Resolve Memorializing Congress in the interest of National Defense. (S. P. 289) (S. D. 100)

Resolve appropriating money for the Control and Suppression of the European Corn Borer. (H. P. 55) (H. D. 190)

Resolve to appropriate money for the Maine Seed Improvement Association. (H. P. 463) (H. D. 191)

Resolve transferring the Income from the Carleton Orchard Fund to the College of Agriculture of the University of Maine.

ORDERS OF THE DAY

The Chair presents Bill, "An Act Relating to Clerk Hire in the Office of Clerk of Courts, Knox County", H. P. 21 (H. D. 79), tabled on February 25th by Mr. Thompson of Rockland, pending second reading; and on motion by the same gentleman the bill was re-tabled.

The Chair presents "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. P. 184 (H. D. 33), tabled on February 25th by Mr. White of Bowdoinham; and on motion by the same gentleman the resolve was passed to be engrossed.

The Chair presents "Resolve in Favor of Scientific Investigation in Agriculture in Aroostook County" H. P. 89 (H. D. 23) tabled on February 25th by Mr. White of Bowdoinham, pending final passage; and on motion by the same gentleman the resolve was finally passed.

The Chair presents Bill, "An Act

to Prohibit Plug Fishing in Peabody Pond, in the County of Cumberland", S. P. 77 (S. D. 92) tabled on February 25th by Mr. Bragdon of Perham, pending assignment for third reading.

Mr. BRAGDON of Perham: Mr. Speaker, you will notice that on this Tabled List there are three bills similar to this one, and there are also several others of a like nature that are coming in within a very few days and they could all be handled together to the best advantage. I move, therefore, that the bill be re-tabled.

The motion prevailed.

The Chair presents Bill, "An Act Closing Heald Brook and Alder Brook, in Alder Brook Township, and in Soldier Town, so-called, in Somerset County, to All Fishing with Artificial Flies, and to Establish a Daily Limit of Five Pounds of Fish Therein", H. P. 878 (H. D. 208) tabled on February 25th by Mr. Bragdon of Perham, pending assignment for third reading; and on motion by the same gentleman the bill was re-tabled.

The Chair presents Bill, "An Act to Regulate the Appointment of Guardians for Adults and the Appointment of Conservators when the Judge of Probate is Interested, and to Amend Sections Four and Ten of Chapter Seventy-two of the Revised Statutes", H. P. 329 (H. D. 68), tabled on February 25th by Mr. Nichols of Portland.

Mr. NICHOLS of Portland: Mr. Speaker, I move that the bill now have its first reading.

Mr. DWINAL of Camden: Mr. Speaker, according to the Record of February 25th, the pending question there is given as "assignment for third reading".

The SPEAKER: The Chair will ascertain from the original. The gentleman from Camden (Mr. Dwinal) is correct. The pending question is third reading.

On motion by Mr. Nichols of Portland, the bill received its third reading and was passed to be engrossed.

The Chair presents Bill, "An Act Relating to Fishing in Certain Waters in Franklin and Oxford Counties", H. P. 317 (H. D. 219), tabled on Feb. 26th by Mr. Bragdon of Perham pending assignment for third reading; and on motion by the

same gentleman the bill was re-tabled.

The Chair presents "Resolve Making Appropriation for the Study and Control of the Fruit or Blueberry Fly in Maine", S. P. 27 (S. D. 24), tabled on February 26th by Mr. Sturgis of Auburn, pending second reading; and on motion by the same gentleman the resolve received its second reading and was passed to be engrossed.

The Chair presents Majority Report "Ought not to Pass" and Minority Report "Ought to Pass" on Bill, "An Act to Change the Name of Bryant Pond, in Oxford County, to Lake Christopher," tabled on February 27th by Mr. Greenleaf of Auburn, pending acceptance of either report.

Mr. GREENLEAF of Auburn: Mr. Speaker, I have been asked by the proponents of this bill to re-table it as they expect a new development in this matter, and we are unable to assign it at this time.

Thereupon, on motion by Mr. Greenleaf of Auburn, the above reports were re-tabled pending acceptance of either report.

The Chair presents bill, an act relating to rate of interest on farm loans, S. P. No. 330 (S. D. 120) tabled by Mr. Leland of Sangerville, February 27, the pending question being the motion of the gentleman from Strong, Mr. Eustis, that the bill be referred to the committee on Banks and Banking.

Mr. LELAND of Sangerville: Mr. Speaker, I yield to the gentleman from Strong, Mr. Eustis.

Mr. EUSTIS of Strong: Mr. Speaker, I now move that we concur with the Senate and refer the bill to the committee on Agriculture.

Thereupon, the motion of the gentleman from Strong, Mr. Eustis, prevailed to concur with the Senate in the reference of the bill to the committee on Agriculture, taking precedence over the former motion of the same gentleman to refer to the committee on Banks and Banking.

The Chair presents resolve authorizing Michael Burns to bring a suit against the State, H. P. No. 201 (H. D. 230), tabled by the gentleman from Portland, Mr. Nichols, March 3rd, pending its second reading; and on further motion by the same gentleman the resolve was retabled, and

especially assigned for tomorrow morning.

The Chair presents, bill, an act to increase the salaries of County Commissioner for Cumberland county, S. P. No. 44 (S. D. 46), tabled by the gentleman from Portland, Mr. Hale, March 3rd, pending assignment for third reading.

Mr. HALE of Portland: Mr. Speaker and members: I move the indefinite postponement of this bill, and I wish to address myself as briefly as possible to this motion which I make in pursuance of conclusions reached at a meeting of the Cumberland County Delegation last evening. The Cumberland County Delegation, while it recognizes the merit of the bill, realizes the importance of our program of economy and feels that this bill should yield to that program; and I hope the motion will prevail.

Thereupon, the motion to indefinitely postpone the above bill prevailed.

The SPEAKER: The Chair presents order for investigation of condition of labor in the textile industry, tabled by Mr. Cummings of Portland, March 3rd, pending passage. The matter has not yet been printed and will, therefore, remain on the table.

Mr. HOLMES of Lewiston: Mr. Speaker, I ask for enlightenment. Would it not be in order to assign it at this time?

The SPEAKER: Would the gentleman from Portland, Mr. Cummings, agree to assign that matter to a day certain?

Mr. CUMMINGS of Portland: Mr. Speaker, if I had a copy of the order, I think there would be no objection to assigning it for tomorrow morning, but as I haven't it yet, I am not in position even to present an amendment to the order. I can assure the gentleman from Lewiston (Mr. Holmes) that there is no desire on my part to delay, but am merely looking for information in order to get this thing into shape. If I can get what I want in season to take it from the table tomorrow morning, I will be glad to do it.

Mr. HOLMES: Mr. Speaker, I wish to ask, through the Chair, the gentleman from Portland (Mr. Cummings) whether or not he would agree to assign it for tomorrow morning, with the understanding that if it is not then printed and on our desks, it will be tabled and re-assigned.

The SPEAKER: The gentleman from Portland (Mr. Cummings) has already stated that if he can get a copy of it soon, he will be willing to take it from the table tomorrow morning. Probably this will arrive from the printer this afternoon.

Thereupon, the order was re-tabled.

On motion by Mr. Ham of Wales,
Adjourned until ten o'clock tomorrow morning.