

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

SENATE

Thursday, February 5, 1925.

Senate called to order by the President.

Prayer by Rev. Francis A. Walch of Augusta.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

Committee Reports

The Committee on Maine Publicity, on "Resolve," to compile and publish data of the resources of the State. (H. P. 10) (H. D. 3) reported that the same ought to pass.

The report was read and accepted and on motion by Mr. Holley of Somerset, the rules were suspended, and the resolve was given its two several readings and passed to be engrossed in concurrence.

The following bills, petitions, etc., were received and on recommendation by the committee on reference of bills were referred to the following committees:

Appropriations and Financial Affairs

By Mr. Buzzell of Oxford, Resolve, in favor of Western Maine Sanatorium, for maintenance, personal services, repairs and equipment. (S. P. 101.)

By Mr. Lane of Androscoggin, Resolve, in favor of Girls' Orphanage at Lewiston, Maine. (S. P. 102.)

By the same Senator, Resolve, in favor of Healy Asylum at Lewiston, Maine. (S. P. 103.)

By the same Senator, Resolve, in favor of St. Mary's General Hospital at Lewiston, Maine. (S. P. 104.)

By Mr. Cram of Cumberland, Resolve, to pay the unpaid premiums due on account of insurance on the State Pier and Sheds for policies issued in 1923 and 1924. (S. P. 105.)

By Mr. Crafts of Piscataquis, Resolve, in favor of the Charles A. Dean Hospital at Greenville. (S. P. 106.)

By Mr. Anthoine of Cumberland, Resolve, in relation to the celebration of the Sesquicentennial Anniversary of the Declaration of Independence. (S. P. 107.)

Banks and Banking

By the same senator, An Act to amend the charter and change the

name of People's Realty Association to People's Mutual Loan Association. (S. P. 108.)

Claims

By Mr. Perkins of Penobscot, Resolve, in favor of Mary Louise Wilcox of Caribou, Maine, compensating her for personal injuries. (S. P. 109.)

By the same Senator, Resolve, in favor of Henry A. Day, of Bangor, county of Penobscot, State of Maine. (S. P. 110.)

Education

By Mr. Wadsworth of Kennebec, Resolve, in favor of Litchfield Academy.

Inland Fisheries and Game

By Mr. Roberts of York, An Act prohibiting ice fishing in Kennebunk Pond, in the county of York. (S. P. 111.)

Judiciary

By Mr. Holley of Somerset, An Act to amend Chapter 204, Public Laws of 1917, authorizing the Treasurer of State to negotiate a temporary loan. (S. P. 112.)

(500 copies ordered printed.)

Legal Affairs

By Mr. Cram of Cumberland, An Act to amend Section 31 of Chapter 7 of the Revised Statutes of 1919, relating to elections and permitting the use of ballot boxes with devices for registering and endorsing ballots deposited therein. (S. P. 114.)

(500 copies ordered printed.)

State Prison

By Mr. Walker of Knox, Resolve, in favor of the Maine State Prison for maintenance and current expenses. (S. P. 115.)

Judiciary

By Mr. Foster of Kennebec, An Act to extend the charter of the Patent Water and Power Company. (S. P. 113.)

(On motion by Mr. Carter of Androscoggin the Senate reconsidered its vote whereby this matter was referred to the committee on judiciary, and on further motion by the same Senator it was tabled, pending reference to a committee.)

Ways and Bridges

By Mr. Holley of Somerset, Resolve in favor of the town of Embden for road purposes. (S. P. 116.)

By the same senator, Resolve, in favor of the town of Anson for road purposes. (S. P. 117.)

By the same Senator, Resolve in.

favor of the town of Anson for road from North Anson to Embden Pond. (S. P. 118)

By Mr. Buzzell of Oxford, Resolve, in favor of the town of Brownfield. (S. P. 119)

Mr. CRAM of Cumberland: Mr. President, I move that we reconsider the vote whereby the Resolve to pay the unpaid premiums due on account of insurance on the State pier and sheds for policies issued in 1923 and 1924 (S. P. 105) was referred to the committee on appropriations and financial affairs

The motion was agreed to, and on further motion by the same Senator, the Resolve was tabled.

Reports of Committees

Mr. Hussey, from the Committee on Judiciary, on An Act to amend Section 67 of Chapter 142 of the Revised Statutes, as amended by Chapter 12 of the Public Laws of 1921, relating to inmates escaping from the Reformatory for Women (S. P. 11) reported that the same ought not to pass.

The report was read and accepted.

Subsequently, on motion by Mr. Smith of Somerset, the Senate reconsidered its vote whereby it accepted this report of the committee on judiciary, and on further motion by the same Senator it was tabled.

The same Senator, from the same Committee, on An Act ratifying transfer of land from State of Maine to Trustees of Gorham Academy in the County of Cumberland, and from Trustees of Gorham Academy in the County of Cumberland to State of Maine (S. P. 35), reported that the same ought to pass.

Mr. Hinckley, from the Committee on Salaries and Fees, on An Act to amend Section 11 of Chapter 260 of the Public Laws of 1917, as amended by Chapter 160 of the Public Laws of 1921, increasing the salary of the stenographer of the Androscoggin Superior Court (S. P. 8), reported the same in a new draft, under the same title, and that it ought to pass.

The same Senator, from the same Committee on An Act to increase the salaries of County Commissioners for Cumberland County (S. P. 44), reported the same in a new draft under the same title, and that it ought to pass.

The same Senator, from the same Committee on An Act to amend Section 11 of Chapter 117 of the Revised

Statutes, as amended by Chapter 249 of the Public Laws of 1917 and Chapter 198 of the Public Laws of 1919 and Chapter 104 of the Public Laws of 1921, relating to the salaries of stenographers of Cumberland and Kennebec Superior Courts (S. P. 7), reported the same in a new draft, under the title of "An Act to amend Section 11 of Chapter 117 of the Revised Statutes as amended by Chapter 249 of the Public Laws of 1917 and Chapter 198 of the Public Laws of 1919 and Chapter 104 of the Public Laws of 1921, relating to the salary of stenographer of Kennebec Superior Court," and that it ought to pass.

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

Orders of the Day

Mr. WADSWORTH of Kennebec: Mr. President, I move we reconsider our action whereby we referred Resolve in favor of Western Maine Sanatorium, (S. P. 101) to the committee on appropriations and financial affairs.

The motion was agreed to, and on further motion by the same senator, the resolve was referred to the committee on sanatoriums

Mr. POWERS of Aroostook: Mr. President, I move that we take H. D. No. 14, An Act providing for the regulation and taxation of certain advertising signs, from the table.

The motion was agreed to and on further motion by the same senator the matter was referred to the committee on judiciary in concurrence with the House.

Mr. BARWISE of Penobscot: Mr. President, I move that H. D. No. 48, An Act relating to primary elections, tabled by me on February 2, be taken from the table.

The motion was agreed to.

Mr. BARWISE: Mr. President, I now move that we concur with the House and refer it to the committee on judiciary.

The motion was agreed to.

Mr. HINCKLEY of Cumberland: Mr. President, I wish to present a resolve out of order, and move its reference to the committee on judiciary:

Resolve in favor of F. W. Cunningham and Sons for contractor's fees

as per contract with the State, dated October, 1923, in connection with the State Prison, Thomaston, Maine, together with disbursements.

Mr. MAHER of Kennebec: Mr. President, I move that the resolve be tabled and 1000 copies be ordered printed.

The motion was agreed to.

Mr. ALLEN of York: Mr. President, I see by the calendar that H. D. No. 44 was tabled by Senator Speirs of Cumberland, and I would like to inquire through you, Mr. President, if he would be willing to name a day certain on it.

The PRESIDENT: The Senator from Cumberland hears the question and may answer through the Chair.

Mr. SPEIRS of Cumberland: Mr. President, I will name next Wednesday.

The PRESIDENT: Is that entirely satisfactory?

Mr. ALLEN: Entirely satisfactory, Mr. President.

The PRESIDENT: I will say that I think it is wise to recess for an hour, that the two bodies may exchange papers, and by so doing we may perhaps be able to save some time, and during that hour we will try and arrange for an adjournment.

The Senate stands recessed for one hour.

AFTER RECESS

The Senate was called to order by the President.

Additional papers from the House disposed of in concurrence.

From the House: An Act to amend chapter 195 of the Public Laws of 1917, relating to the powers of prison commissioners. (S. P. 41) (S. D. 32)

In the Senate, January 27, this was referred to the committee on judiciary.

In the House it was referred to the committee on state prison, in non-concurrence.

In the Senate on motion by Mr. Morrison of Franklin, tabled pending further action.

On motion by Mr. Smith of Somerset, it was

ORDERED, the House concurring, that when the Senate and House adjourn, they adjourn to meet Tuesday

afternoon, February 10, at 4.30 o'clock.

Sent down for concurrence.

Subsequently the foregoing order came back from the House, read and passed in concurrence.

REPORTS OF COMMITTEES

The Committee on Legal Affairs, on An Act to authorize service of process on a non-resident (H. P. 48) (H. D. 12) reported that the same ought not to pass.

The report was read and accepted in concurrence.

The Committee on Public Utilities, on An Act to increase the capital stock of the Camden and Rockland Water Company (H. P. 20) (H. D. 55), reported that the same ought to pass.

The report was read and accepted in concurrence, the bill was read once, and on motion by Mr. Hinckley of Cumberland, under suspension of the rules, it was given its second reading, and passed to be engrossed.

The following bills, petitions, etc., were received and on recommendation by committee on reference of bills were referred to the following committees:

Federal Relations

By Mr. Smith of Somerset, Resolve, ratifying proposed amendment to the Constitution of the United States, granting Congress to power to limit, regulate, and prohibit the labor of persons under eighteen years of age and declaring that the power of the several States is unimpaired thereby except that the operation of state laws shall be suspended to the extent necessary to give effect to legislation enacted by the Congress. (S. P. 121)

(1000 copies ordered printed)

Mr. SMITH of Somerset: Mr. President, I would like the reference to Labor and Federal relations.

The PRESIDENT: The Chair will say that the committee on reference have altered the suggestion, and I would suggest to the Senator that he table the matter for the time being.

Mr. SMITH: I move, Mr. President, that the matter be tabled pending reference.

The motion was agreed to.

Judiciary

By Mr. Hussey of Aroostook, An

Act to protect and conserve the estates of absentees. (S. P. 122.)
(500 copies ordered printed.)

Salaries and Fees

By Mr. Hinckley of Cumberland, An Act to increase the salary of the county attorney and the assistant county attorney of Cumberland county. (S. P. 123.)

Ways and Bridges

By Mr. Perkins of Penobscot, Resolve in favor of Mattawamkeag Bridge in the town of Mattawamkeag. (S. P. 124.)

Passed to be Enacted

An Act to incorporate the City of Brewer High School District.

(Tabled on motion by Mr. Hinckley of Cumberland, pending final passage.)

Mr. WADSWORTH of Kennebec: Mr. President, I move a suspension of the rules in order to introduce a resolve out of order.

The motion was agreed to, and the Senator further moved its reference to the committee on labor and federal relations.

Mr. ALLEN of York: Mr. President: I would like to have the title read.

The title was read as follows: Resolve rejecting proposed amendment to the Constitution of the United States granting Congress power to limit, regulate and prohibit the labor of persons under eighteen years of age.

Mr. CARTER of Androscoggin: Mr. President, in conformity with the action taken by the gentleman from Somerset county in relation to a bill of a similar nature, I move this be placed on the table.

The motion was agreed to and the matter was tabled.

Mr. CHALMERS of Penobscot: Mr. President, I move that we reconsider the vote whereby smelt fishing in the tide waters of the Penobscot river was referred to inland fish and game, and move that it be tabled pending reference.

The PRESIDENT: I will say to

the Senator from Penobscot, Senator Chalmers, that there was a variance between the Journal and the reference committee's suggestion. The Journal read inland fish and game and the reference committee sea and shore fisheries—is that satisfactory? Mr. CHALMERS: It is satisfactory.

The PRESIDENT: It is now voted to refer the regulation of smelt fishing to the committee on sea and shore fisheries.

Mr. CARTER of Androscoggin: Mr. President, I move to take from the table a matter placed upon the table by me in the early part of the session, the subject matter being the Water Power Company at Patten, Maine.

The motion was agreed to.

Mr. CARTER: I move that it be referred to the committee on public utilities.

The PRESIDENT: The same as was suggested?

Mr. CARTER: No, the suggestion was to the judiciary. I will say for the benefit of the Senate, we have a bill before us for consideration which covers the same territory, and we would like to consider the bills together.

Mr. HINCKLEY of Cumberland: Mr. President, I now move that the matter be retabled pending reference.

The motion was agreed to.

Mr. CRAM of Cumberland: Mr. President, I move that we take from the table resolve relative to paying the past due insurance on the State Pier in Portland.

The motion was agreed to and on further motion by the same senator the matter was referred to the committee on claims.

The PRESIDENT: Is there any other business to come before the Senate? If not, the Senate is adjourned, in accordance with the order passed, until Tuesday afternoon, February 10th., at 4.30 o'clock.