

# 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

Senate called to order by the President.

Prayer by Rev Dan H. Fenn of Augusta.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

### House Bills in First Reading

An Act relating to Fishing in Sunday River, in Oxford County. (H. D. 301)

An Act to incorporate Cornelia Warren Community Association. (H. D. 302)

(On motions by Mr. Powers of Aroostook, under suspension of the rules, the bill was given its second reading and passed to be engrossed.)

Resolve, providing for an increase of State Pension for Helen B. Hobart of Farmington. (H. P. 1075)

(On motions by Mr. Hinckley of Cumberland, under suspension of the rules, the resolve was given its second reading and passed to be engrossed.)

Resolve, in favor of Zebedee Cushman of Kennebunk for an increase of pension. (H. P. 1074)

(On motions by Mr. Hickley of Cumberland, under suspension of the rules, the resolve was given its second reading and passed to be engrossed.)

Resolve, in favor of Ann M. Hiltz of Newburg, for State Pension. (H. P. 1073)

(On motions by Mr. Hinckley of Cumberland, under suspension of the rules, the Resolve was given its second reading and passed to be engrossed.)

Resolve, providing for a state pension for Granville Baker of Hampden. (H. P. 627)

(On motions by Mr. Anthoine of Cumberland, under suspension of the rules, the resolve was given its second reading and passed to be engrossed.)

Resolve, for teachers' pension for Etta M. Patten. (H. D. 303)

(On motions by Mr. Chalmers of Penobscot, under suspension of the rules, the resolve was given its second reading and passed to be engrossed.)

An Act relating to police regulations at stations. (H. D. 311)

(On motions by Mr. Speirs of Cumberland, under suspension of the rules, the bill was given its sec-

ond reading and passed to be engrossed.)

An Act to extend the charter granted to the Salisbury Cove Water Company, for the taking of water from Lake Wood and furnishing water to the Village of Salisbury for two years. (H. D. 305)

(On motions by Mr. Carter of Androscoggin, under suspension of the rules, the bill was given its second reading and passed to be engrossed.)

An Act relating to salary of clerk of courts for Knox County. (H. D. 315)

(On motions by Mr. Walker of Knox, under suspension of the rules, the bill was given its second reading and passed to be engrossed.)

An Act prohibiting the building of smelt traps in the waters of Harrington River, in Washington County. (H. P. 1079)

(On motions by Mr. Hinckley of Cumberland, under suspension of the rules, the bill was given its second reading and passed to be engrossed.)

An Act relating to the taking of smelts from Cobscook River, Cobscook Bay, Orange River, Denny's River and their tributaries (H. D. 306).

(On motion by Mr. Lane of Androscoggin, under suspension of the rules, the bill was given its second reading and passed to be engrossed.)

An Act relating to the taking of clams in Steuben (H. D. 307).

(On motion by Mr. Hinckley of Cumberland, under suspension of the rules, the bill was given its second reading and passed to be engrossed.)

Mr. ANTHOINE of Cumberland: Mr. President, I would like to ask what report that was from the judiciary committee, that the report was accepted, on one of the educational bills? I would like to ask which one of the various resolves that was—by whom it was introduced? (H. D. 26.)

The PRESIDENT: By Representative Holmes of Lewiston.

### Bills in First Reading

An Act to Regulate fishing for trout and landlocked salmon in the brooks and streams of the State (S. D. 218).

(On motions by Mr. Hinckley of Cumberland, under suspension of the rules, the bill was given its second reading and passed to be engrossed.)

Resolve, to appropriate moneys

for the payment of certain claims and departmental overdrafts for which no legislative appropriation has been made and to provide for carrying on the activities of departments and institutions for the remaining months of the fiscal year ending June 30th, 1925, and for other purposes (S. D. 219).

(On motions by Mr. Wadsworth of Kennebec, under suspension of the rules, the bill was given its second reading and passed to be engrossed.)

An Act to prohibit the taking of firearms into unorganized townships between September 10th and December 10th of each year (S. D. 220).

(On motion by Mr. Crafts of Piscataquis, tabled pending second reading.)

An Act to fix a uniform date for the filing of annual reports of hunters and trappers, camp proprietors and other licensees of the Department of Inland Fisheries and Game and to amend Section 3 of Chapter 173 of the Public Laws of 1919, as amended by Chapter 123 of the public Laws of 1923 (S. D. 221).

(On motions by Mr. Crafts of Piscataquis, under suspension of the rules, the bill was given its second reading and passed to be engrossed.)

#### Reports of Committees

Mr. Chalmers, from the Committee on Appropriations and Financial Affairs, on Resolve, in favor of the Maine Chapter, Sons of the American Revolution (S. P. 150) reported that the same ought not to pass.

Mr. Speirs, from the Committee on Education, on An Act to increase the scope of Portland Academy (S. P. 267) reported that the same ought not to pass.

Mr. Maher, from the Committee on Judiciary, on Resolve, proposing an amendment to the Constitution, providing authority to the Legislature to require compulsory voting (S. D. 114) reported that the same ought not to pass.

Mr. Hinckley from the same Committee, on An Act providing for an additional Justice of the Superior Court for the County of Cumberland (S. D. 112) reported that the same ought not to pass.

The same Senator, from the same Committee, on An Act to provide a lien on potatoes for storage (S. D. 63) reported that the same ought not to pass.

Mr. Powers, from the Committee on Legal Affairs, on An Act to amend Sections 133, 134, 136 and 145 of

Chapter 7 of the Revised Statutes, as amended by Chapter 38 of the Public Laws of 1921, relating to absentee voting (S. D. 83) reported that the same ought not to pass.

The same Senator, from the same Committee, on An Act relating to the registration of voters, and providing method of registration by a person who is physically infirm or disabled (S. D. 77) reported that the same ought not to pass.

The reports were accepted and sent down for concurrence.

Mr. Miner, from the Committee on Banks and Banking, on An Act to amend the charter and change the name of People's Realty Association to People's Mutual Loan Association (S. P. 108) reported that the same ought to pass.

The report was accepted and the bill tabled for printing under the joint rules.

The same Senator, from the same Committee, on An Act relating to industrial banks. (S. D. 64) reported that the same ought to pass.

The report was accepted and the bill was given its first reading.

On motion by Mr. Anthoine of Cumberland, the rules were suspended and the bill was given its second reading.

On motion by Mr. Hinckley of Cumberland, tabled pending passage to be engrossed.

Mr. Hussey, from the the Committee on Judiciary, on An Act to establish the Fort Fairfield Municipal Court. (S. D. 8) reported that the same ought to pass.

The report was accepted and the bill was given its first reading.

On motions by Mr. Wilson of Aroostook, under suspension of the rules, the bill was given its second reading and passed to be engrossed.

Mr. Clarke, from the Committee on Legal Affairs, on An Act to authorize The First Church and Parish of Falmouth to sell and convey certain lands and buildings. (S. P. 277) reported that the same ought to pass.

The report was accepted and the bill tabled for printing under the joint rules.

The same Senator, from the same Committee, on An Act to amend Chapter 20 of the Revised Statutes relating to apothecaries and the sale of poisons. (S. D. 69) reported the same in a new draft, under the same title (S. P. 528) and that it ought to pass.

The report was accepted and the bill was given its first reading.

Mr. Cram, from the Committee on Public Utilities, on An Act to correct a clerical error in Section 13 of Chapter 98 of the Private and Special Laws of 1923 (relating to Winthrop Water Company) (S. P. 282) reported that the same ought to pass.

The report was accepted and the bill was tabled for printing under the joint rules.

Mr. Anthoine, from the same Committee, An Act to amend Section 37 of Chapter 55 of the Revised Statutes, as amended by Chapter 128 of the Public Laws of 1919, relating to the approval of stocks, bonds and notes. (S. D. 113) reported that the same ought to pass.

The report was accepted and the bill was given its first reading.

On motion by Mr. Anthoine of Cumberland, under suspension of the rules the bill was given its second reading.

On motion by Mr. Hinekley, under suspension of the rules, the bill was passed to be engrossed.

On motion by Mr. Powers of Aroostook the Senate reconsidered its action whereby this bill was passed to be engrossed, and on further motion by the same Senator, it was tabled pending its passage to be engrossed.

Mr. Miner, from the Committee on State Sanatoriums on Resolve in favor of Northern Maine Sanatorium. (S. P. 183) reported that the same ought to pass.

On motion by Mr. Wadsworth of Kennebec, tabled pending acceptance of the report of the committee.

The same Senator, from the same Committee, on Resolve, in favor of Western Maine Sanatorium, for maintenance, personal services, repairs and equipment. (S. P. 101) reported that the same ought to pass.

On motion by Mr. Wadsworth of Kennebec, tabled pending acceptance of the report of the committee.

#### Passed to Be Engrossed

An Act to amend Section 4 of Chapter 93 of the Private and Special Laws of 1878 as amended by Chapter 40 of the Private and Special Laws of 1919, relating to the time of holding the civil terms of the Municipal Court of the Town of Farmington. (S. D. 191.)

#### Orders of the Day

Mr. CARTER of Androscoggin: Mr. President, I move we now take from the table S. P. 486, An Act granting to the State Highway Commission control of pipe and pole lines, conduits, dams and other similar constructions and flowage on the rights of the way of public highways, tabled by me March 11.

Pending question, reference to a committee.

The motion was agreed to.

Mr. CARTER: Having the new number, S. D. 210, it now being printed, it seems to me as I read this through that it has to do entirely, or practically, with the construction in the highways of dams, poles, wires, pipes and other lines of public utilities—I think the subject matter is largely public utilities, and I now move that this bill be referred to the committee on public utilities.

The motion was agreed to.

Mr. HINCKLEY of Cumberland: Mr. President, I move to take from the table S. D. 36, An Act relating to fees for registration of vehicles, tabled by me March 13.

Pending question, adoption of House amendment C.

The motion was agreed to.

On further motion by the same Senator, the Senate voted to reconsider its action whereby it passed this bill to be engrossed, and on further motion by the same Senator, adopted House Amendment C.

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

(House Amendment C read by the Secretary.)

Mr. HINCKLEY: Does that enlighten the Senator?

Mr. ALLEN: It does not mean very much to me. If the amendment is satisfactory to you, it will be right.

Mr. HINCKLEY: I move that it pass to be engrossed as amended.

Mr. FOSTER of Kennebec: Mr. President, I move that the whole matter be retabled.

The motion was agreed to.

Mr. ANTHOINE of Cumberland: Mr. President, I move to take from the table H. D. 188, An Act to amend chapter 174 of the public laws of 1923, known as the Military Law, tabled by me on March 11.

Pending question, passage to be enacted.

The motion was agreed to.

Mr. ANTHOINE: Mr. President, the committee on military affairs find it desirable to make a number of changes in this document, and I move that it be recommitted to the committee on military affairs.

The motion was agreed to.

On motion by Mr. Powers of Aroostook, H. D. 127, An Act providing for the protection of moose, was taken from the table, and on further motion by the same Senator it was passed to be enacted.

On motion by Mr. Maher of Kennebec, H. P. 1118, An Act to regulate the manufacture and sale of soft drinks, syrups and non alcoholic beverages, was taken from the table, and on further motion by the same Senator was referred to the committee on agriculture.

Mr. HINCKLEY of Cumberland:

Mr. President, may I inquire, through the Chair, if H. D. 127, just passed to be enacted—whether or not that is an emergency measure? I had an impression that it was.

The PRESIDENT: Much to the surprise of the Chair, it is an emergency measure.

Mr. HINCKLEY: Mr. President, I move we reconsider our action whereby we passed this bill to be enacted—An Act providing for the protection of moose.

The motion was agreed to.

Mr. HINCKLEY: I now move, Mr. President, we proceed to vote on this enactment as an emergency measure.

Mr. MAHER of Kennebec: Mr. President, for my own information may I have the emergency preamble read?

(The Secretary read the preamble)

Mr. MAHER: Mr. President, not to have any debate, but simply to consider it overnight, inasmuch as it strikes me that is going to the limit of the emergency clause under the initiative and referendum clause of the Constitution, I move to have it tabled.

The motion was agreed to.

The PRESIDENT: Are there any other matters to clear up at this time?

On motion by Mr. Phillips of Hancock,

Adjourned until tomorrow morning at ten o'clock.