

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, March 19, 1925.

Senate called to order by the President.

Prayer by Rev. Howard H. Brown, of Augusta.

Journal of previous session read and approved.

Mr. Allen of York, out of order, under suspension of the rules, presented the following order:

Ordered, the House concurring, that when the Senate and House adjourn, they adjourn to meet Friday morning at nine o'clock.

Read and passed and sent down for concurrence.

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

Papers from the House disposed of in concurrence.

From the House: The Committee on Judiciary, on An Act relating to organization of corporations for literary, charitable, educational and other purposes (H. D. 131) reported that the same ought to pass.

In the House: House Amendment A was adopted and the bill passed to be engrossed as amended by House Amendment A.

In the Senate:

Mr. ALLEN of York: Mr. President, if it is not too long, I would like to have House amendment A read.

(The Secretary read House amendment A.)

The PRESIDENT: The question before the Senate is on the adoption of House amendment A.

On motion by Mr. Hinckley of Cumberland, House amendment A was adopted, and the bill as amended by House amendment A was passed to be engrossed.

From the House: An Act to prohibit plug fishing on Peabody Pond, in the county of Cumberland (S. D. 92).

In Senate, February 24: passed to be engrossed.

In the House: indefinitely postponed in non-concurrence.

In the Senate: On motion by Mr. Hinckley of Cumberland, the Senate voted to recede and concur with the

House in the indefinite postponement of the bill.

An Act to regulate fishing in the portion of Moose River above Brassua Lake, in the county of Somerset (H. D. 209.).

In Senate, March 3: passed to be engrossed in concurrence.

In the House: indefinitely postponed, in non-concurrence.

In the Senate: On motion by Mr. Hinckley of Cumberland, the Senate voted to recede and concur with the House in the indefinite postponement of the bill.

From the House: Resolve, in favor of double stacking the State Library (S. D. 35).

In Senate, March 3: passed to be engrossed.

In the House: indefinitely postponed in non-concurrence.

In the Senate:

Mr. CARTER of Androscoggin: Mr. President, as a member of the committee on library, I have been asked by that committee to ask this Senate, if the position of this bill could not be as follows:

That the unanimous report of the committee be accepted and then the whole matter referred to the next Legislature on the acceptance of the unanimous report of the committee? This is a matter which the committee felt should be done, and felt very strongly that it should be done, but under all the conditions which exist, and the economic program which has been laid out by this Legislature to follow, it has willingly given up this project at this time. But it feels that its unanimous action should go on record to the next Legislature. I therefore move that the Senate accept the report of the committee.

The PRESIDENT: The Chair will have to rule that we have already done that.

Mr. CARTER: Then I will change my motion, if the Chair pleases, and move that we insist on our former action and ask for a committee of conference, that the suggestion of the library committee may be carried out.

The motion was agreed to, and the Chair appointed as members of such committee on the part of the Senate, the Senator from Androscoggin, Senator Carter, the Senator from York, Senator Allen, and the Senator from Cumberland, Senator Cram.

(At this point Senator Hinckley assumed the Chair.)

From the House: An Act to make legal the sale of cider which has been so treated as to prevent fermentation and which does not contain one-half of one per cent of alcohol by volume. (H. D. 45).

In Senate, March 4; passed to be engrossed as amended by House Amendment A in concurrence.

In the House, that body having reconsidered its former action whereby the bill was passed to be engrossed as amended by House Amendment A, adopted House Amendment B, and the bill passed to be engrossed as amended by House Amendments A and B.

In the Senate: On motion by Mr. Wilson of Aroostook, the Senate reconsidered its vote whereby this bill was passed to be engrossed, as amended by House amendment A.

On further motions by the same Senator, House Amendment B was adopted, and the bill as amended by House Amendments A and B, was passed to be engrossed.

House Bills in First Reading

Resolve, in favor of the Aroostook Test Laboratory for salaries and maintenance for years ending June 30, 1926 and June 30, 1927. (H. D. 401).

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

An Act relating to the payment of interest on matured shares in Loan and Building Associations. (H. D. 399).

(On motion by Mr. Anthoine of Cumberland, tabled pending first reading.)

An Act relative to Provident Loan Company. (H. D. 400).

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

An Act to regulate fishing in Howard Pond, in Hanover, in the County of Oxford. (H. D. 395).

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

An Act to prohibit ice fishing in Alewive Pond, in the town of Kennebunk. (H. D. 396).

(On motion by Mr. Allen of York, under suspension of the rules, the bill was given its second reading,

and on further motion by the same Senator was then tabled, pending its passage to be engrossed).

An Act relating to conveyance not effectual against others unless recorded. (H. D. 308).

(On motion by Mr. Hussey of Aroostook, under suspension of the rules, the bill was given its second reading, and on further motion by the same Senator, the bill was then tabled, pending its passage to be engrossed).

An Act authorizing the State of Maine to prosecute a claim against the Federal Government. (H. D. 394).

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

An Act to authorize the County of Washington to issue its bonds to the amount of four hundred seventy-five thousand dollars for the purpose of refunding its bonds now outstanding and maturing in the year 1928. (H. D. 156).

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

An Act relating to taking of hering in the Sheepscot River. (H. D. 350).

Communication From The Secretary of State

STATE OF MAINE

Office of Secretary of State

Augusta, March 19 1925.

To the President of the Senate and Speaker of the House of Representatives,

Gentlemen:—

In accordance with the requirements of section four, chapter one, of the Revised Statutes, I have the honor to notify you that the public acts, a list of the titles of which is hereto appended have been approved by the Governor.

Very Respectfully,

Your Obedient Servant,

(Signed) FRANK W. BALL,
Secretary of State.

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

Judiciary

By Mr. Perkins of Penobscot remonstrance of E. F. Hitchings and 44 others of Orono against any

change in the Primary Law. (S. P. 540)

By Mr. Walker of Knox, remonstrance of Mrs. Eunice S. Chase and 12 others of Rockland and Rockport (S. P. 550); remonstrance of R. F. Eaton and 14 others of Rockland and Rockport (S. P. 551) against the repeal in any manner of the present Direct Primary Law.

Labor

By Mr. Anthoine of Cumberland, petition of Clayton F. McAdam and 53 others of Portland and vicinity (S. P. 552); petition of Joe Demers and 61 other voters of Cumberland County (S. P. 553) in favor of the Child Labor Amendment.

Bills in First Reading

An Act relating to the protection of fur-bearing animals. (S. D. 228)

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

An Act restricting hunting on Dry Pond, in Cumberland County. (S. D. 229).

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

An Act to authorize the County Commissioners of the County of Hancock to locate, lay out and establish a county way in tide waters of Eggemoggin Reach in said County. (S. D. 230)

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

Reports of Committees

Mr. Hussey, from the Committee on Judiciary, on An Act regulating the moving of household goods, chattels and personal effects of residents of the State of Maine (S. D. 90) reported that the same ought not to pass.

Mr. Maher from the same Committee, on An Act providing for clerk hire for Justices of Supreme Judicial Court (S. P. 228) reported that the same ought not to pass.

The reports were accepted and sent down for concurrence.

Mr. Wilson from the Committee on Inland Fisheries and Game, on An Act prohibiting pollution with mill waste of the lakes and ponds and certain specified rivers, brooks and streams of the state (S. P. 76) re-

ported the same in a new draft, under the same title (S. P. 554) and that it ought to pass.

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

Mr. Hinckley, from the Committee on Judiciary, on An Act to amend Section 5 of Chapter 122 of the Revised Statutes relating to common thieves (S. D. 80) reported that the same ought to pass.

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

Passed To Be Enacted

An Act relating to clerk hire in the office of Clerk of Courts in Knox County (H. D. 79).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act to change the salary of the Superintendent of the State School for Boys (S. D. 155).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act relating to allowance for clerks in the Register of Deeds of Cumberland County (S. D. 153).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act providing for and fixing the salaries of the Probation Officer and assistant Probation officer for the County of Cumberland (S. D. 165).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act to permit ice fishing in Bauneg Beg Pond, so-called, in Sanford and in North Berwick, in the county of York (S. D. 139).

(Tabled pending its passage to be enacted on motion by Mr. Allen of York.)

An Act to amend Chapter 140 of the Private and Special Laws of 1921, relating to the Farmington Municipal Court (S. D. 163).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act to amend Section 48 of Chapter 24 of the Revised Statutes, relating to the Powers and Liabilities of Plantations (S. D. 162).

An Act to amend Chapter 39 of the Private and Special Laws of 1915, to fix the salary of the Judge and Re-

order of the Sanford Municipal Court (S. D. 154).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act to create a game sanctuary in Knox County, to be known as the Knox County Game Preserve (S. D. 167).

An Act to increase the salary of the Register of Deeds in the county of Lincoln (H. D. 263).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act relating to clerk hire in the office of Register of Probate in Knox County (H. D. 265).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act relating to the County Commissioners of Waldo County (H. D. 290).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act to extend the open time for Smelt Fishing in the Tide Waters of the Penobscot river and its Tributaries (H. D. 88)

An Act relating to distribution of Personal estate (H. D. 102).

An Act relating to Teachers' Pensions (H. D. 135).

An Act to incorporate the Aroostook Real Estate Title Company (H. D. 169).

An Act to amend the Charter of the City of Brewer (H. D. 172).

An Act to amend the Charter of the City of Hallowell to provide that the Municipal Year begin on the second Monday of January Biennially (H. D. 182).

An Act relating to the salary of the Clerk of Courts in Washington County (H. D. 297).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act to amend Section 15 of Chapter 15 of the Private and Special Laws of 1923, relating to the salary of the Recorder of the Kennebunk Municipal Court (H. D. 298).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act to amend Section 38 of Chapter 117 of the Revised Statutes, relating to compensation of Judges of Probate (H. D. 271).

(Tabled pending its passage to be

enacted on motion by Mr. Morrison of Franklin.)

An Act to increase the salaries of the Judge and Recorder of the Millinocket Municipal Court (H. D. 273).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act to amend Sections 11, 12, 13 and 38 of Chapter 6 of the Revised Statutes, relating to Primary Elections (H. D. 296).

(Tabled pending its passage to be enacted on motion by Mr. Speirs of Cumberland.)

An Act relating to the salary of the Sheriff of Sagadahoc County (H. D. 293).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act to increase the salary of the County Attorney for Knox County (H. D. 292).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

An Act relating to the salary of the Judge of Probate of Waldo County (H. D. 291).

(Tabled pending its passage to be enacted on motion by Mr. Morrison of Franklin.)

Finally Passed

Resolve, in Favor of the Maine School for Feeble Minded for Maintenance for the Fiscal Years 1926 and 1927 (S. D. 157)

(Tabled pending its final passage, and specially assigned for consideration to-morrow on motion by Mr. Wadsworth of Kennebec)

Resolve, Providing for the Purchase of the Book to be Issued by the Maine State Bar Association in Commemoration of the Adoption of the Constitutions of the United States and of Maine. (S. D. 152)

Resolve, in Favor of the Bangor State Hospital for Maintenance and Other Purposes. (S. D. 160)

(Tabled pending its final passage on motion by Mr. Wadsworth of Kennebec)

Resolve, in Favor of the Augusta State Hospital for Maintenance for the Fiscal Years 1926 and 1927. (S. D. 161)

(Tabled pending its final passage on motion by Mr. Wadsworth of Kennebec)

Resolve in Favor of Lester D. Eaton, Warden of the State Prison. (S. D. 158)

Orders Of The Day

On motion by Mr. Morrison of Franklin, the vote was reconsidered whereby H. D. 393, bill, An Act to incorporate the Dixfield Water District, was yesterday passed to be engrossed.

Mr. Morrison then moved that the printed bill be substituted for the original draft, and stated that this action was suggested because the original draft had been mutilated.

The motion was agreed to.

On further motion by the same Senator the printed bill as substituted in place of the original bill was then passed to be engrossed.

On motion by Mr. Wadsworth of Kennebec, the vote was reconsidered whereby the Senate voted to accept the report of the committee on judiciary, reporting "ought not to pass", on S. P. 228, bill An Act providing for clerk hire for justices of the Supreme Judicial Court.

On further motion by the same

Senator the report was then tabled, pending its acceptance.

On motion by Mr. Anthoine of Cumberland, bill, An Act relating to the amount of interest payable on matured shares in loan and building associations, tabled by that Senator this morning, pending its first reading, was taken from the table.

Mr. Anthoine then yielded to the Senator from Kennebec, Senator Foster.

On motion by Mr. Foster the bill then received its first reading, and on further motion by the same Senator the rules were suspended and the bill received its second reading.

On further motion by the same Senator the rules were suspended and the bill was passed to be engrossed.

On motion by Mr. Allen of York,

Adjourned in accordance with the order relative to adjournment, until to-morrow morning at nine o'clock.