

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

SENATE

Friday, March 20, 1925.

The President being absent the Senate was called to order by the Secretary.

Prayer by the Rev. Stuart B. Purves of Augusta.

The Secretary announced that the first duty of the Senate was to elect a President pro tempore.

Mr. Smith of Somerset placed in nomination the name of Hon. Frederick W. Hinckley of Cumberland.

The nomination was seconded by Mr. Allen of York, and on further motion by that Senator the Assistant Secretary cast the ballot of the Senate for the election of Frederick W. Hinckley as President pro tempore of the Senate.

The Secretary announced the election.

Mr. Hinckley was then conducted to the chair by Mr. Allen.

Journal of previous session read and approved.

On motion by Mr. Morrison of Franklin, that Senator was charged with a message to the Governor and Council informing them that Hon. Frederick W. Hinckley had been elected President pro tempore of the Senate.

On motion by Mr. Barwise of Penobscot, the Secretary conveyed a message to the House of Representatives informing that body that the Hon. Frederick W. Hinckley had been elected President pro tempore of the Senate.

At this point a message was received from the House, transmitted through its clerk, announcing that George C. Wing, Jr. of Auburn had been selected Speaker of the House pro tempore in the absence of the regular Speaker.

Mr. Bond of Lincoln, 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 Monday afternoon, March twenty-third, at four-thirty o'clock.

Read and passed and sent down for concurrence.

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

House Bills In First Reading

(Under suspension of the rules, the bills were also given their second reading and passed to be engrossed.)

Resolve for the laying of the county taxes for the year 1925 (H. D. 397) and

Resolve for the laying of the county taxes for the year 1926 (H. D. 398).

An Act relating to fishing in Upper Taylor Brook and Tributaries and in the East Branch and West Branch of Passadumkeag Stream and Brown Brook in Penobscot and Hancock Counties (H. D. 412).

An Act relating to the protection of game birds (H. D. 404).

An Act to amend and extend an act entitled An Act to incorporate the Odd Fellows Home of Maine (H. D. 403)

An Act to authorize the city of Calais to issue bonds to refund its bonds maturing in 1926 (H. D. 407).

Resolve, in favor of Arthur H. King of Turner, for state pension (H. D. 411)

Resolve providing for a State Pension for Katherine H. Mara of Lewiston (H. D. 410)

Resolve, providing for a State Pension for Luke Woodard, of Cornville (H. D. 409)

Resolve in favor of Robert F. Parlin of Fayette, for State Pension (H. D. 408)

Resolve, for State Pension in favor of Rena Cooley (H. D. 405)

An Act to provide for clerk hire in the office of Sheriff of the County of Androscoggin (H. D. 333)

From the House: An Act relating to abolishment of grade crossings (H. D. 134)

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. CRAM of Cumberland: Mr. President, may we have House Amendment A read?

(The Secretary read House Amendment A.)

On motion by Mr. Cram, tabled, pending acceptance of House Amendment A.

Communication from the Secretary of State

STATE OF MAINE

Office of the Secretary of State

Augusta, March 19, 1925.

To the President of the Senate, and

Speaker of the House of Representatives:

I have the honor to herewith transmit a certified copy of Nevada Senate Joint Resolution Number 6, making application to the Congress of the United States to call a convention for proposing an amendment to Article XVIII of the amendments to the Constitution of the United States.

Respectfully,

(Signed) FRANK W. BALL

Secretary of State.

On motion by Mr. Allen of York, received and placed on file.

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

Judiciary

By Mr. Smith of Somerset, remonstrance of Local No. 1066, United Brotherhood of Carpenters and Joiners of America, against any change in the primary law (S. P. 555); remonstrance of Jessie B. Fletcher and 29 others of Skowbegan (S. P. 556) against the same.

By Mr. Morrison of Franklin, remonstrance of Emma Fairchild of Jay and 25 others opposing the repeal in any manner of the direct primary law, (S. P. 557).

By Mr. Smith of Somerset, remonstrance of Local No. 1066 of Rockland, United Brotherhood of Carpenters and Joiners of America, against the enactment of Sen. Doc. No. 123, entitled An Act relative to inciting, inducing or persuading another to commit crime. (S. P. 558).

By the same Senator, remonstrance of Local No. 1066, of Rockland, United Brotherhood of Carpenters and Joiners of America, against the enactment of Sen. Doc. No. 85, An Act to prevent illegal interference with the business of another. (S. P. 559)

Labor

By Mr. Smith of Somerset, resolution of Local No. 1066, United Brotherhood of Carpenters and Joiners of America, in favor of the enactment of the act relating to Old Age Assistance. (S. P. 560).

By Mr. Anthoine of Cumberland, petition of F. J. Overlock of Portland and 41 others in favor of the Child Labor Amendment. (S. P. 565).

By Mr. Smith of Somerset, petition of Nellie E. Nute and 29 others of

Portland and vicinity in favor of the Child Labor Amendment. (S. P. 561).

Taxation

By Mr. Walker of Knox, remonstrance of Local No. 1066 of Rockland, United Brotherhood of Carpenters and Joiners of America, against the enactment of Sen. Doc. 99, An Act relating to poll tax. (S. P. 562).

Bills in First Reading

(Under suspension of the rules, these bills were also given their second reading and passed to be engrossed).

An Act to accept the provisions of the Act of the Congress of the United States, approved November 23, 1921, entitled an Act for the promotion of the welfare and hygiene of maternity and infancy and for other purposes. (S. D. 231).

An Act to regulate Fishing in the Aroostook River and Tributaries in Aroostook County. (S. D. 232).

An Act Relating to the Salary of the Judge of the Kennebunk Municipal Court. (S. D. 233)

Reports of Committees

Mr. Foster, from the Committee on Banks and Banking, on An Act imposing certain restrictions on investments and loans of trust companies (S. D. 133) reported that the same ought not to pass.

Mr. Hinckley, from the Committee on Judiciary, on An Act relating to the liability of owners of automobiles (S. D. 129) reported that the same ought not to pass.

Mr. Hussey, from the same Committee, on An Act to amend Section 34 of Chapter 211 of the Public Laws of 1921, relative to non-resident motor vehicles (S. D. 145) reported that the same ought not to pass.

The same Senator, from the same Committee, on An Act relative to motor vehicles and law of the road. (S. D. 59) reported that the same ought not to pass.

Mr. Hinckley from the committee on Judiciary, on An Act to amend Section 127 of Chapter 87 of the Revised Statutes, relating to the affidavit of plaintiff being taken as prima facie evidence (S. D. 173) reported that the same ought not to pass.

The same senator from the same committee on An Act relative to expenditure of public moneys (S. D. 206) reported that the same ought not to pass.

The same senator from the same committee on An Act relating to compulsory voting at elections (S. D. 181)

reported that the same ought not to pass.

The same senator from the same committee on An Act relating to the interrogating of adverse parties in actions at law or equity for the discovery of facts and documents admissible in evidence at the trial of the action (S. D. 146) reported that the same ought not to pass.

The same senator from the same committee, on An Act to make uniform the authority and fees for services of officers in criminal matters (S. D. 89) reported that the same ought not to pass.

The same senator from the same committee on An Act relating to retirement of stenographers of the Supreme Judicial Court (S. D. 67) reported that the same ought not to pass.

Mr. Morrison from the the committee on Legal Affairs, on An Act to amend Section 68 of Chapter 11 of the Revised Statutes, relating to the collection of taxes (S. D. 132) reported that the same ought not to pass.

Mr. Powers from the same committee, on An Act relating to the administration of assignments for the benefit of creditors (S. D. 137) reported that the same ought not to pass.

The reports were accepted and sent down for concurrence.

On motion by Mr. Cram of Cumberland, the Senate reconsidered its action whereby it voted to accept the report of the committee on Legal Affairs on An Act relating to the administration of assignments for the benefit of creditors, and on further motion by the same senator the bill was tabled, pending acceptance of the report.

Mr. Chalmers from the committee on Appropriations and Financial Affairs on An Act to amend Chapter 264 of the Public Laws of 1919, as amended by Chapter 134 of the Public Laws of 1921 and Chapter 55 of the Public Laws of 1923, entitled "An Act to provide for the payment of a bonus to Maine soldiers and sailors in the War with Germany" (S. D. 203) reported that the same ought to pass.

Mr. Wadsworth from the same committee on An Act establishing a State Contingent Fund and a Surplus Revenue Account and regulating the same (S. D. 185) reported that the same ought to pass.

Mr. Foster from the committee on

Banks and Banking on An Act to amend Section 26 of Chapter 144 of the Public Laws of 1923, entitled "An Act to revise and consolidate the Banking Laws of this State (S. D. 144), reported that the same ought to pass.

The same senator from the same committee on An Act to amend Section 2 of Chapter 52 of the Revised Statutes, as amended by Chapter 153 of the Public Laws of 1919, relating to the definition of banking (S. D. 143) reported that the same ought to pass.

The same senator from the same committee, on An Act to amend Section 7 of Chapter 51 of the Revised Statutes relating to purposes for which corporations may be organized (S. D. 142) reported that the same ought to pass.

Mr. Hussey from the committee on Judiciary on An Act relating to the appointment of election clerks at polling places (S. D. 134) reported that the same ought to pass.

The reports were accepted, the bills given their first reading, and Monday, March 23, assigned as the time for second reading.

Mr. Hinckley from the committee of Judiciary, on An Act to enlarge the powers of the State Highway Police and to authorize the Governor and Council to appoint said police and direct them in the performance of their duties (S. D. 33) reported the same in a new draft, under the same title (S. P. 566) and that it ought to pass.

Mr. Crafts, from the Committee on Interior Waters, on An Act to amend Chapter 180 of the Private and Special laws of 1907, entitled An Act to incorporate the Cupsupic Stream Improvement Company (S. D. 76) reported the same in a new draft, under the same title (S. P. 563) and that it ought to pass.

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

Mr. Maher, from the Committee on Judiciary, on An Act to prevent traveling peddlers, dealers, salesmen and solicitors of orders for punch boards, seal cards, slot gambling machines or other implements, apparatus or materials of any form of gambling (S. D. 175) reported that the same ought to pass.

The report was accepted, the bill was given its first reading, and Monday, March 23, was assigned as the time for second reading.

Mr. Bond, from the Committee on State Prisons, on Resolve in favor of the Maine State Prison for maintenance and current expenses (S. P. 115) reported the same in a new draft, under the same title (S. P. 564) and that it ought to pass.

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

Passed to be Engrossed

An Act Relating to Taking Herring in the Sheepscot River (H D. 350).

(Tabled on motion by Mr. Morrison of Franklin, pending passage to be engrossed.)

Orders of the Day

On motion by Mr. Cram of Cumberland, S. D. 77, bill, An Act to amend section four of chapter five of the Revised Statutes, relating to the registration of voters, together with the report of the committee on legal affairs, reporting "ought not to pass," were taken from the table.

Mr. Cram then moved that the bill be substituted for the report of the committee.

The motion was agreed to.

The same Senator then offered Senate amendment A, and moved its adoption.

The amendment was adopted.

On further motion by the same

Senator the bill was then tabled for printing.

On motion by Mr. Carter of Androscoggin, that Senator introduced out of order the final report of the joint standing committee on commerce, reporting that that committee had acted on the one matter referred to it, the so-called, standard time bill.

The report was accepted.

On motion by Mr. Chalmers of Penobscot, the vote was reconsidered whereby S. D. 231, bill, An Act to accept the provisions of the Act of the Congress of the United States, approved November 23rd 1921, entitled "An Act for the promotion of the welfare of hygiene and maternity and infancy and for other purposes", was passed to be engrossed.

On further motion by the same Senator the bill was tabled pending its passage to be engrossed.

On motion by Mr. Case of Washington,

Adjourned in accordance with the order of adjournment, until Monday afternoon of next week, March 23rd, at four-thirty o'clock.