

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

Monday, March 23, 1925

Senate called to order by the President.

Prayer by Rev. Milo G. Folsom of Gardiner.

Journal of previous session read and approved.

On motion by Mr. Allen of York, under suspension of the rules, it was

ORDERED, that when the Senate adjourn, it adjourn to Tuesday morning, March twenty-fourth, at nine-thirty o'clock.

Papers from the House disposed of in concurrence.

From the House: The Committee on Appropriations and Financial Affairs, on Resolve, in favor of the Directors of the Port of Portland. (H. P. 57) reported the same in a new draft, under the same title (H. P. 1193) (H. D. 416) and that it ought to pass.

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

In the Senate:

Mr. HINCKLEY: Mr. President, may we have House Amendment A read?

(The Secretary read House Amendment A.)

On motion by Mr. Hinckley, the bill was given its first reading, and on further motion by the same Senator, House Amendment A was adopted.

On motion by Mr. Chalmers of Penobscot, tabled, pending second reading.

House Bills in First Reading

Resolve in favor of the directors of the port of Portland. (H. D. 415)

An Act to require the teaching of the Constitution of the United States in public and private schools. (H. D. 413)

(On motion by Mr. Speirs of Cumberland, tabled pending second reading.)

Mr. ALLEN of York: Mr. President, I would like to ask the Senator from Cumberland if he would please name a day certain.

Mr. SPEIRS: Thursday—perhaps Wednesday.

Mr. ALLEN: And may I ask the object?

Mr. SPEIRS: I wish to amend it.

An Act relating to the taking of smelts, suckers, bait fish, white fish and cusk. (H. D. 417)

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

An Act relieving the State of the necessity of alleging and proving the non-existence of a Federal permit in proceedings for the punishment for unlawful transportation of liquor and for forfeiture of vehicles, boats, etc. (H. D. 255)

An Act to amend Section 127 of Chapter 87 of the Revised Statutes relating to affidavits of plaintiffs being received as prima facie evidence. (H. D. 224)

An Act relating to admission to the bar. (H. D. 242)

(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 to grant a new charter to the city of Saco. (H. D. 406)

(On motion by Mr. Allen of York, tabled pending second reading.)

An Act to amend Chapter 216 of the Public Laws of 1903, pertaining to the School Board of the City of Brewer. (H. D. 75)

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

An Act to authorize the State Board of Registration and Examination in Optometry to issue a certificate of registration to David M. House. (H. D. 414)

(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, in favor of the designation of a certain day in February of each year as Potato Day. (H. D. 41)

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

An Act to amend Chapter 174 of the Public Laws of Maine for 1923, known as the Military Law. (H. D. 418.)

(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 relating to the salaries of Deputy Sheriffs of Cumberland County. (H. D. 421.)

(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, in favor of the Central Maine Sanatorium, for maintenance, personal services, repairs and equipment. (H. D. 419.)

Mr. FOSTER of Kennebec: Mr. President: in the absence of my colleague, Senator Wadsworth, who is chairman of the committee on appropriations and financial affairs, speaking for him, I move that this matter be tabled pending its second reading.

The motion was agreed to.

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. Speirs of Cumberland, remonstrance of Willis E. Libby and 26 others of Freeport against any change in the present Direct Primary Law. (S. P. 567.)

By Mr. Foster of Kennebec, petition of D. H. Thing and 26 others of Winslow and vicinity against the repeal in any manner of our present Primary Law. (S. P. 568.)

Bills in First Reading

Resolve, in favor of the Maine State Prison for maintenance and current expenses. (S. D. 235.)

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

An Act to enlarge the powers of the State Highway Police, and to confer upon the Secretary of State jurisdiction to suspend or revoke registration of motor vehicles and operators' licenses. (S. D. 236.)

(On motion by Mr. Powers of Aroostook tabled pending second reading.)

An Act prohibiting pollution with mill waste of the lakes and ponds and certain specified rivers, brooks and streams of the State. (S. D. 234.)

(On motion by Mr. Buzzell of Oxford, under suspension of the rules, the bill was given its second reading, and then, on motion by Mr.

Roberts tabled pending passage to be engrossed.)

An Act to amend Chapter 180 of the Private and Special Laws of 1907, entitled An Act to incorporate the Cupsuptic Stream Improvement Company.

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

Reports of Committees

Mr. Allen from the Committee on Education, on An Act for the protection of life in buildings used for school purposes. (S. D. 176.) reported that the same ought not to pass.

Mr. Speirs, from the same Committee, on An Act to establish a State Fund for higher education; for maintenance and support of the University of Maine Co-operative work in agriculture and the Maine Agricultural Experiment Station. (S. D. 62) reported that the same ought not to pass.

The reports were accepted and sent down for concurrence.

Mr. Barwise, from the same Committee, on An Act to amend Section 3 of the Public Laws of 1923 relating to retiring and pensioning State employees. (S. P. 316) reported that the same ought to pass.

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

Mr. Allen, from the same Committee, on An Act to amend Section 15 of Chapter 173 of the Public Laws of 1921 and Chapter 175 of the Public Laws of 1923 relating to State School Fund covering unexpended balances. (S. D. 91) reported that the same ought to pass.

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

Mr. Carter, from the Committee on Public Utilities, on An Act to amend Section 30 of Chapter 24 of the Revised Statutes as amended by Chapter 37 of the Public Laws of 1917 (relating to location of ways crossing railroad tracks), (S. D. 174) reported that the same ought to pass.

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

Passed to be Engrossed

An Act to amend Section 13 of Chapter 7 of the Revised Statutes as amended by Chapter 238 of the Pub-

lic Laws of 1917 and by Chapter 266 of the Public Laws of 1919, relating to the appointment of election clerks of polling places. (S. D. 134).

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).

(Tabled on motion by Mr. Anthoine of Cumberland, pending passage to be engrossed.)

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).

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

An Act to amend Section 26 of Chapter 144 of the Public Laws of 1923, relating to the banking laws. (S. D. 144).

An Act relating to 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).

(On motion by Mr. Carter of Androscoggin, tabled pending passage to be engrossed.)

An Act to establish a State Contingent Fund and a Surplus Revenue Account and regulating the same. (S. D. 185)

(On motion by Mr. Maher of Kennebec, tabled pending second reading.)

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, relating to soldiers and sailors bonus. (S. D. 203).

Orders of the Day

On motion by Mr. Hinckley of Cumberland the Senate voted to reconsider its action whereby An Act relating to the taking of smelts in Casco Bay (H. D. 125) was recommended to the Committee on Sea and Shore Fisheries.

Mr. HINCKLEY: Mr. President: I now move that this bill be given its second reading, under suspension of the rules. I understand that it was by error that it was referred back to the committee.

The motion was agreed to, and on

further motion by the same Senator the bill was passed to be engrossed.

Mr. ALLEN of York. Mr. President, I move to take from the table bill relating to the charter of the city of Saco, tabled by me within the hour.

The motion was agreed to, and on further motions by the same Senator the bill was given its second reading and passed to be engrossed.

Mr. SPEIRS of Cumberland: Mr. President, I move to take from the table H. D. 296, An Act relating to primary elections, tabled by me March 19, pending passage to be enacted.

The motion was agreed to.

Mr. SPEIRS: Mr. President, I now move it pass to be enacted.

Mr. POWERS of Aroostook: Mr. President, this is a very important measure, and there is barely a quorum in the Senate present today, and I should like to retable it until tomorrow.

The PRESIDENT: The Chair will state that the Senators must settle this matter through the Chair or else go to a regular vote. Perhaps the Senator from Cumberland, Senator Speirs, will withdraw his motion.

Mr. SPEIRS: I will withdraw it until tomorrow. I placed it on the table for amendment. After consultation with other members it was decided not to offer the amendment.

Mr. POWERS: Mr. President, I move it be retabled and specially assigned for tomorrow morning, pending passage to be enacted.

The motion was agreed to.

Mr. HINCKLEY of Cumberland: Mr. President, I move to take from the table H. D. 146, House Report from the committee on judiciary "ought to pass" on an Act relating to corporations for literary, charitable, educational and other purposes, tabled by me March 18.

The motion was agreed to.

Mr. HINCKLEY: Will the Chair inform me just the situation?

The PRESIDENT: The Chair will state that on March 16 the report "ought to pass" was accepted in the House. March 17, the House indefinitely postponed the bill.

Mr. HINCKLEY: Mr. President, I now move that we concur with the House in indefinitely postponing the bill, as it is cared for by another bill.

The motion was agreed to and the bill was indefinitely postponed.

Mr. ALLEN of York: Mr. President, I move to take from the table H. D. 396, An Act to prohibit fishing in Alewife pond, in the town of Kennebunk, tabled by me March 19.

The motion was agreed to, and on further motion by the same Senator the bill was passed to be engrossed.

The PRESIDENT: Are there any other matters that we may take from the table as well as not this afternoon?

Mr. CRAM of Cumberland: Mr. President, I move to take from the table H. D. 134, House report from the committee on public utilities "ought to pass" on an Act relating to the abolishment of grade crossings, tabled by me on March 20.

The motion was agreed to.

Mr. CRAM: I now move the adoption of House Amendment A in concurrence.

The PRESIDENT: Would the Senator like to have House Amendment A read?

Mr. CRAM: Personally, I have read it.

The motion was agreed to, and on further motion by the same Senator, the bill as amended was given its second reading, and on further motion by the same Senator under suspension of the rules the bill was passed to be engrossed.

On motion by Mr. Buzzell of Oxford,

Adjourned until tomorrow morning at 9.30.