

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

Monday.

March 30, 1925.

Senate called to order by the President.

Prayer by the Rev. C. E. Young of Hallowell.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

From the House: An Act permitting taking of pickerel and smelts through the ice from the Belgrade chain of lakes. (H. D. 449.)

In Senate, March 17, "ought not to pass" report accepted.

In the House; that branch recalled the same from the files, substituted the bill for the report, gave the bill its three several readings, adopted House Amendment A and passed the bill to be engrossed as amended by House Amendment A.

In the Senate: Tabled on motion by Mr. Smith of Somerset.

Mr. HINCKLEY of Cumberland: Mr. President, so that we will all understand, I wish to present an order out of order and move its adoption.

ORDERED, that when the Senate adjourn, it adjourn to Tuesday, March 31, at 9.30 o'clock.

The order was given a passage.

From the House: The committee on military affairs, on An Act relating to the armory of the city of Lewiston, and fixing the rental thereof. (H. D. 27) reported that the same ought not to pass.

In the House: Indefinitely postponed.

In the Senate: Tabled on motion by Mr. Lane of Androscoggin.

From the House: The committee on judiciary, on An Act authorizing the employment of stenographers by Justices of the Supreme Judicial and Superior Courts (H. D. 115) reported that the same ought not to pass.

In the House, the report of the committee was accepted.

In the Senate: On motion by Mr.

Hinckley of Cumberland, tabled pending acceptance of report.

From the House: The majority of the Committee on Education, on An Act permitting children to be excused from the Public Schools to receive religious instruction, amending Section 37 of Chapter 16 of the Revised Statutes relating to the management of schools; election and discharge of superintendent (H. D. 196) reported that the same ought not to pass.

(Signed) ALLEN of York
BARWISE
HALL
ALLEN of Hampden
BRAGDON
DUDLEY
PIERCE

The minority of the same Committee, on the same subject matter, reported that the same ought to pass.

(Signed) CROCKETT
EUSTIS
SPEIRS

In the House, the minority report was accepted.

In the Senate:

Mr. SPEIRS of Cumberland: Mr. President, I move we accept the minority report, that the same ought to pass.

Mr. ALLEN of York: Mr. President, I move that this be tabled pending the acceptance of either report.

The motion was agreed to, and the matter was tabled.

House Bills in First Reading

An Act to regulate the sale of oleomargarine or any other substitute for butter. (H. D. 380.)

(On motion by Mr. Cram of Cumberland, tabled pending acceptance of the report of the committee on agriculture "ought to pass.")

An Act in relation to the Passamaquoddy and Penobscot Indian Tribes. (H. D. 457.)

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

Resolve, in favor of the Penobscot Tribe of Indians for the general care, maintenance and education thereof. (H. D. 456.)

(On motions by Mr. Perkins of Penobscot, under suspension of the

rules, the resolve was given its second reading and passed to be engrossed).

An Act in relation to the jurisdiction of the municipal court of the City of Portland. (H. D. 410).

(On motion by Mr. Cram of Cumberland, tabled pending acceptance of the report.)

Resolve, providing for a State Pension for Betsey A. Trask, of Lewiston. (H. D. 455).

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

Resolve, providing for a State Pension for Florence Judkins of Lewiston. (H. D. 459).

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

Resolve, providing for a State Pension for Alice Fuller, of Lewiston. (H. D. 458).

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

Resolve, providing for a State Pension for Nancy J. Brooks, of Lewiston. (H. D. 462).

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

Resolve, in favor of Abbie A. Norton of Industry for State Pension. (H. D. 454) reported that the same ought to pass.

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

Resolve, providing for an increase of State Pension for Emma Coffin Norton, of Palermo. (H. D. 452).

(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 smelt fishing. (H. D. 460).

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

The following resolve was received, and on recommendation by the committee on reference of bills, was referred to the following committee:

Appropriations and Financial Affairs

By Mr. Wilson of Aroostook, Resolve, in favor of E. L. Newdick, clerk to the committee on agriculture, eighty-second Legislature. (S. P. 600).

Bills in First Reading

Resolve, in favor of Northern Maine Sanatorium. (S. D. 250).

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

Resolve, providing for a State Pension for Frank H. Taylor, of Whitefield. (S. D. 251).

(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 relation to the celebration of the Sesquicentennial Anniversary of the Declaration of Independence. (S. D. 252).

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

An Act requiring more efficient supervision of brokers selling securities on marginal account. (S. D. 65). (Senate amendment, S. D. 253).

(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 amend Section 18 of Chapter 118 of the Revised Statutes relating to the fees payable to Registers of Deeds. (S. D. 156). (Senate amendment, S. D. 254).

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

An Act making uniform the registration of married women as voters. (S. D. 260)

(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 to amend certain acts relating to corporations. (S. D. 261)

(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 appropriate moneys for

the expenditures of the Government for the remaining months of the fiscal year ending June 30th, 1925. (S. D. 266)

(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 reimbursing towns for supplies furnished certain Indians. (S. D. 262)

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

Resolve, authorizing the State Librarian to purchase copies of the History of Winthrop. (S. D. 263)

(On motion by Mr. Carter of Androscoggin, under suspension of the rules, the resolve was given its second reading, and on further motion by the same Senator was tabled until tomorrow morning pending its passage to be engrossed.)

An Act to provide for the completion of the vital records of the State. (S. D. 267)

(Mr. Speirs of Cumberland: Mr. President, I move that the rules be suspended and that the bill be given its second reading at this time.)

Mr. POWERS of Aroostook: Mr. President, I move that the matter be tabled, pending second reading.

The motion was agreed to, and the matter was tabled.)

An Act to amend Section 18 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 196 of the Public Laws of 1919, and as amended by Chapter 73 of the Public Laws of 1921, relating to fishing in Upper Kezar Pond and in Lovewell's Pond, in Oxford County, and in Lower Kezar Pond, in Oxford and Cumberland Counties. (S. D. 268)

(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 relating to purposes for which cities and towns may raise money. (S. D. 264)

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

Resolve, authorizing the State Librarian to purchase copies of the History of Aroostook. (S. D. 265)

(On motions by Mr. Carter of Androscoggin, under suspension of the rules, the resolve was given its second reading, and on further motion by the same Senator was tabled

pending its passage to be engrossed.)

Reports of Committees

Mr. Barwise from the Committee on Education, on An Act to provide for the approval by the Commissioner of Education of Textbooks used in private schools. (S. D. 177) reported that the same ought not to pass.

Mr. Phillips, from the Committee on Insane Hospitals, on Resolve, in favor of the Augusta State Hospital for appropriations for the construction of a new building for the patients during the fiscal years, 1926 and 1927. (S. P. 70) reported that the same ought not to pass.

Mr. Allen, from the Committee on Taxation, on An Act providing for a rebate to municipalities of State taxes on certain property (S. D. 187) reported that the same ought not to pass.

The reports were accepted and sent down for concurrence.

Mr. Maher, from the same committee, on Resolve providing for a commission to investigate and make report to the governor and council to be transmitted to the Legislature not later than February 1, 1927, relative to the necessity or advisability of changing the existing method of taxing railroads and railroad corporations operating in the State of Maine (S. D. 34) reported that the same ought not 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 An Act relating to the taxation of auto transportation companies, (S. D. 126) reported that the same ought not to pass.

Mr. Case, from the committee on ways and bridges, on An Act to amend Chapter 224 of the Public Laws of 1923, relating to a tax upon gasoline, (S. D. 199) reported that the same ought not to pass.

The reports were accepted and sent down for concurrence.

Mr. Powers, from the committee on legal affairs, and Mr. Speirs, from the committee on mercantile affairs and insurance, on An Act requiring owners of certain motor vehicles and trailers to furnish security for their civil liability on account of personal injuries and property damage caused by their motor vehicles and trailers, (S. D. 57) reported that the same ought not to pass.

On motion by Mr. Hinckley of Cumberland, tabled pending acceptance of the report.

Mr. Foster, from the committee on banks and banking, on An Act to authorize retirement compensation to treasurers and assistant treasurers of savings banks and trust companies, (S. D. 186) reported the same in a new draft, under the title of An Act to authorize the payment of retirement compensation to treasurers and assistant treasurers of savings banks, (S. P. 601) and that it ought to pass.

Mr. Chalmers, from the committee on insane hospitals, on Resolve, in favor of the Bangor State Hospital for new construction and permanent improvements, (S. P. 48) reported the same in a new draft, under the same title (S. P. 602) and that it ought to pass.

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

Mr. Clarke, from the committee on legal affairs, on bill An Act to amend Sections 9, 10, 11 of Chapter 5 of the Revised Statutes, relating to lists of persons to be made by the assessors of cities, and transmitted to board of registration (S. D. 151) reported that the same ought to pass.

The report was accepted and the bill was given its first reading under suspension of the rules.

Mr. Morrison, from the same Committee, on An Act to incorporate the Sandy River and Rangeley Lakes Railway, and to authorize certain towns to grant assistance thereto (S. D. 106) reported the same in a new draft, under the title of An Act to incorporate the Sandy River and Rangeley Lakes Railway Company, and to authorize certain towns to grant assistance thereto (S. P. 603) and that it ought to pass.

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

Report A from the Committee on Judiciary, on An Act to amend Section 1 of Chapter 115 of the Private and Special Laws of 1917, it being an Act to regulate the sale of milk or cream in bottles or jars, within the town of Bar Harbor, Hancock

County (S. D. 68) reported that the same ought to pass.

(Signed) MAHER
HALE
HOLMES
WING
OAKES

Report B from the same Committee, on the same subject matter, reported "ought not to pass."

(Signed) HINCKLEY
HUSSEY
NICHOLS
HAMILTON
MARTIN

Mr. Hinckley of Cumberland: Mr. President, I move the acceptance of Report B.

Mr. MAHER of Kennebec: Mr. President, I move that both reports lie on the table, pending the acceptance of either report, in the absence of the author of the bill, the Senator from Hancock.

The question being on the motion to table.

The motion was agreed to and the bill was tabled.

The majority of the Committee on Public Health, on An Act permitting sterilizing operations in certain cases of mental disease and feeble mindedness: (S. D. 150) reported the same in a new draft, under the same title (S. D. 604) and that it ought to pass.

(Signed) MITCHELL
MINER
HARRIMAN
ALLEN
PHILLIPS
PEASLEE
GREENLEAF
SPEAR
PIERCE

The minority of the same Committee, on the same subject matter, reported that the same ought not to pass.

(Signed) McDONALD

On motion by Mr. Hinckley of Cumberland, a new draft was ordered printed.

On motion by Mr. Powers of Aroostook, tabled, pending acceptance of either report.

Final Report

Mr. Foster, from the Committee on Banks and Banking, submitted its final report, having acted on all matters referred to them.

The report was accepted.

Passed to Be Engrossed

An Act to amend Section 34 of Chapter 211 of the Public Laws of 1921, relating to non-resident motor vehicles. (S. D. 98)

An Act to amend Section 4 of Chapter 34 of the Revised Statutes, relating to the duties of the Commissioner of Agriculture (S. D. 172).

An Act to Ratify Transfers of certain real estate to the State of Maine. (S. D. 214).

Resolve, to Appropriate Money for the Purpose of Operating Fish Hatcheries and Feeding Stations for Fish, for the Protection of Fish, Game and Birds and for Printing the Report of the Commissioner of Inland Fisheries and Game, and for Maintenance of the Maine State Museum and for Other Expenses Incident to the Administration of the Department of Inland Fisheries and Game. (S. D. 244).

An Act Relating to the Disposition of Money Collected under the Provisions of the Inland Fish and Game Laws. (S. D. 245)

Resolve, to appropriate money to aid in the screening of certain lakes and ponds. (S. D. 246)

An Act to define certain grades of milk offered for sale within the State. (S. D. 247).

An Act to repeal Chapter 57 of the Public Laws of 1923, relating to the taking of smelts. (S. D. 248)

An Act Amendatory of and Additional to Chapter 148 of the Revised Statutes, Relating to State Pensions, Creating a Field Agent for Blind, and Guide; and Defining the Duties and Compensation of Such Field Agent and Guide. (S. D. 249)

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

Orders of the Day

Mr. MAHER of Kennebec: Mr. President, I may have an amendment to offer to-morrow to the bill relative to marginal accounts, and I wish now to give notice under the rule that I may move to reconsider our vote taken with reference to that matter.

Mr. HINCKLEY of Cumberland: I move to take from the table H. D. 115, tabled by me today, being bill, An Act authorizing the employment of stenographers by justices of the Supreme Judicial and Superior courts.

The motion was agreed to.

Mr. HINCKLEY: Mr. President, I

move now to substitute the bill for the report of the committee, and in explanation I will say that this is a report which came from the judiciary committee, reporting "ought not to pass", and it is now the desire of the judiciary committee to amend this bill, and it is for that reason that I am making this motion.

The motion was agreed to.

Mr. Hinckley then offered Senate amendment A, to amend by striking out all of said bill and inserting in place thereof the following:

"A stenographer appointed by any justice of the Supreme Judicial or Superior Courts shall, in addition to the duties now prescribed by statute, perform or furnish such other official and clerical services as may be required by the appointing Justice."

Mr. HINCKLEY: Mr. President, I will say in regard to this matter that in the report that we have just accepted it was provided that a Justice of the Supreme Judicial Court could employ additional clerical help, and in that bill the amount was placed at one thousand dollars for each of the Justices, and on that bill the committee reported "ought not to pass", which was accepted. At the present time under the law the stenographer of the Chief Justice is required to furnish such clerical assistance as the Chief Justice may require, and this amendment provides that all the official court stenographers shall furnish to the Justices such assistance as they may require in this respect.

The pending question being on the adoption of the amendment,

The amendment was adopted.

On further motion by the same Senator the rules were suspended and the bill received its second reading.

Mr. Powers of Aroostook inquired if the amendment had been printed, and was informed by the Chair that the amendment had not been printed.

On motion by Mr. Powers, the matter was tabled for the printing of the amendment.

On motion by Mr. Hinckley of Cumberland, S. D. 166, bill, An Act to change the personnel of the budget committee, was taken from the table.

On further motion by the same Senator the vote was reconsidered whereby this bill was passed to be engrossed.

The same Senator then offered Senate amendment A.

Mr. HINCKLEY: Mr. President, I will just briefly explain that this amendment is for the purpose of correcting a clerical error and the only changes or corrections it makes are in the sixth line by adding the words "House of," so that it will read "House of Representatives", instead of "Representatives", in the tenth line the words "of said committee" is a repetition; and also by adding after the word "representatives" in the last line of the first paragraph the word "elect", so it will read "representatives-elect". This makes no difference in the meaning and effect of the measure, and is simply offered for the purpose of correcting these clerical errors.

The pending question being on the adoption of Senate amendment A, The amendment was adopted.

On further motion by the same Senator the bill was passed to be engrossed, as amended.

On motion by Mr. Perkins of Penobscot, S. D. 85, Senate report from the committee on state school for boys, state school for girls and state reformatories, reporting "ought to pass" on resolve in favor of the reformatory for women for new construction and permanent improvements, was taken from the table.

The pending question being the acceptance of the report.

The same Senator moved the indefinite postponement of the report.

Mr. Smith of Somerset, moved that the report be retabled.

The motioned was agreed to.

On motion by Mr. Wilson of Aroostook, S. P. 183, Senate report from the committee on state sanatoriums, reporting "ought to pass" on resolve in favor of the Northern Maine Sanatorium, was taken from the table.

The pending question being the acceptance of the report.

On further motion by the same Senator the report was accepted.

The same Senator then offered Senate amendment A, to amend by striking out all of said resolve and substituting the following:

"Resolved, that there be and hereby is appropriated for the Northern Maine Sanatorium for the fiscal year from July 1st 1925 to June 30th 1926 the sum of \$100,000, to be applied as follows, for personal services, \$32,000; for maintenance, \$60,000; for repairs and equipment, \$8,000; and for the

fiscal year from July 1st 1926 to June 30th 1927 the sum of \$98,000, to be applied as follows: personal services, \$32,000; maintenance, \$60,000; for repairs and equipment, \$6,000."

The pending question being the adoption of the amendment,

The amendment was adopted.

The resolve was then tabled for printing under the joint rules.

On motion by Mr. Wilson of Aroostook, S. P. 101, Senate report from the committee on state sanatoriums, reporting "ought to pass" on resolve in favor of the Western Maine Sanatorium for maintenance, personal services, repairs and equipment, was taken from the table.

The pending question being the acceptance of the report.

On further motion by the same Senator the report was accepted.

The resolve then received its first reading.

The same Senator then offered Senate amendment A, to amend by striking out all said resolve and substituting the following:

"Resolved, that there be and hereby is appropriated for the Western Maine Sanatorium for the fiscal year from July 1st 1925 to June 30th 1926 the sum of \$135,000, and for the fiscal year from July 1st 1926 to June 30th 1927 the sum of \$135,000; of such sums there shall be applied in each fiscal year for maintenance, \$72,500, for personal services, \$47,500, and for repairs and equipment \$15,000."

The question being on the adoption of the amendment.

The amendment was adopted.

The resolve was then tabled for printing under the joint rules.

On motion by Mr. Wilson of Aroostook, S. P. 549, Senate report from the committee on state sanatoriums, reporting ought to pass on resolve in favor of the Western Maine Sanatorium, for additional facilities, was taken from the table.

The pending question being the acceptance of the report.

On further motion by the same Senator the report was accepted.

The resolve then received its first reading.

The same Senator then offered Senate amendment A, to amend by striking out all of said resolve and substituting the following:

"Resolved, that there be and hereby

is appropriated for the Western Maine Sanatorium, \$5,000.

The pending question being on the adoption of the amendment,

The amendment was adopted.

The resolve was then tabled for printing under the joint rules.

On motion by Mr. Wilson of Aroostook, H. D. 419, resolve in favor of the Central Maine Sanatorium for maintenance, personal services and repairs and equipment, was taken from the table.

The pending question being the second reading of the resolve.

The same senator offered Senate Amendment A, to amend by striking out all of said resolve and substituting the following:

'Resolved, that there be and hereby is appropriated for the Central Maine Sanatorium for the fiscal year from July 1st, 1925 to June 30th, 1926 the sum of \$161,000, of which there shall be applied for maintenance \$88,000; for personal services \$44,000; for repairs and equipment \$14,000, and for completion of the sprinkler system therein installed \$15,000; and for the fiscal year from July 1st, 1926 to June 30th, 1927, \$146,000, of which there shall be applied for maintenance \$88,000; for personal services, \$44,000, and for repairs and equipment \$14,000.'

The pending question being on the adoption of the amendment,

The amendment was adopted.

The resolve was then tabled for printing under the joint rules.

On motion by Mr. Maher of Kennebec, Senate order tabled by that senator,

Ordered, the House concurring, that all tabled matters hereafter shall be taken from the table at the following session.

Was taken from the table.

On further motion by the same senator the order received a passage.

On motion by Mr. Allen of York,

Order, for legal affairs to investigate the matter of false affidavits, was taken from the table.

Mr. Allen then yielded to the senator from Androscoggin, Senator Lane.

Mr. LANE: Mr. President, since these affidavits in question were presented before the committee on Legal Affairs, in regard to An Act to establish a finance committee for the city of Lewiston, these two men who were accused of being drunk while on duty have been given a hearing before the proper committee in the city of Lew-

iston and have been acquitted. According to the newspaper reports these people admitted that they did not fully read these affidavits and that these men were not drunk. If these affidavits were false then in all fairness to these men they should be vindicated. I therefore move that the order receive a passage.

Mr. CLARKE of Hancock: Mr. President, I hardly know what act of omission or of commission has been committed by the committee on Legal Affairs that should cause this unfortunate affair to be wished upon us. The senator will bear in mind that if this order receives passage it will be practically impossible of application because there will be no time for its consideration if this Legislature adjourns before the 4th of July for the committee on Legal Affairs to assume this particular prerogative and carry the mandate into effect. For this reason I hope the order will not receive a passage.

The PRESIDENT: The question before the Senate is on the motion of the senator from Androscoggin, Senator Lane, that this order receive a passage. What is the pleasure of the Senate?

Mr. HINCKLEY of Cumberland: Mr. President, it occurs to me that the statement made by the Senator from Androscoggin, Senator Lane, has answered its purpose, and the matter has now been brought to the attention of the Senate, so that we all understand what the situation was in regard to that, and if these men were found not guilty of the offense charged, then it seems to me that will answer the purpose, and not oblige the committee on Legal Affairs to have any extended hearing on the matter. I feel that there is no occasion for the order being passed under those circumstances.

Mr. POWERS of Aroostook: Mr. President, the committee on legal affairs, however reluctant to undertake this investigation, would of course do it if ordered to do so by the Senate, but I simply wish to caution the Senate that it would take considerable time, and if this Senate intends to await the report of the committee they had better abandon any ideas of immediate adjournment. In fact, I have some question as to whether or not the order is not rather drastically framed. I doubt if there was any attempt to deceive the committee, and certainly if there were such an attempt it did not succeed. The

committee considered the evidence presented for what it was worth, and I therefore suggest that the passage of the order is unnecessary.

The pending question being the passage of the order, and the vote being doubted,

A viva voce vote was had, and the motion was lost.

So the order failed of a passage.

On motion by Mr. Hinckley of Cumberland, S. D. 48, bill, An Act relating to elections and permitting the use of ballot boxes with devices for registering and endorsing ballots deposited therein, was taken from the table.

The pending question being the adoption of Senate amendment A,

Mr. Hinckley yielded to the Senator from Cumberland, Senator Cram.

On motion by Mr. Cram Senate amendment A was adopted.

The bill then received its second reading as amended, and on further motion by the same Senator the rules were suspended and the bill was passed to be engrossed, as amended.

On motion by Mr. Carter of Androscoggin, H. D. 437, House report from the committee on judiciary, reporting "ought to pass" on bill, An Act relating to the taking of additional land by railroad corporations; proceedings before public utilities commission, was taken from the table.

On further motion by the same Senator the bill, as amended by Senate amendment A, received its first reading.

On further motions by the same Senator the rules were suspended and the bill received its second reading and was passed to be engrossed.

On motion by Mr. Hussey of Aroostook, H. D. 119, bill, An Act relating to the fees of clerks of cities and towns, was taken from the table.

The pending question being the passage of the bill to be enacted,

On further motion by the same Senator the vote was reconsidered whereby this bill was passed to be engrossed.

The same Senator then offered Senate amendment B.

The pending question being on the adoption of Senate amendment B,

The amendment was adopted.

On further motion by the same Senator the bill, as amended, was then passed to be engrossed.

On motion by Mr. Powers of Aroostook, H. D. 114, House report from the committee on agriculture, reporting "ought to pass" on bill, An Act relating to old, diseased or disabled animals, was taken from the table.

The pending question being the acceptance of the report.

Mr. Powers then yielded to the Senator from Aroostook, Senator Wilson.

On motion by Mr. Wilson the bill then received its first reading, and on further motions by the same Senator the rules were suspended and the bill received its second reading and was passed to be engrossed.

On motion by Mr. Hussey of Aroostook, S. D. 8, bill, An Act to establish the Fort Fairfield Municipal Court, was taken from the table.

The pending question being the passage of the bill to be enacted,

Mr. Hussey then yielded to the Senator from York, Senator Allen.

Mr. ALLEN: Mr. President, I move that this bill be indefinitely postponed, and in support of that motion I will say that that motion is perfectly satisfactory to all concerned in this Senate.

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

On motion by Mr. Allen of York, S. D. 249, tabled by that Senator this afternoon, bill, An Act relating to state pensions, creating a field agent for the blind and guide and defining the duties and compensation of such field agent.

The pending question being the second reading of the bill,

On further motions by the same Senator the bill received its second reading and was passed to be engrossed, under a suspension of the rules.

Mr. WADSWORTH of Kennebec: Mr. President, I move we take from the table S. P. 228, Senate report from the committee on judiciary "ought not to pass" on an Act providing for clerk hire for justices of Supreme Judicial Court, tabled by me on March 27, pending acceptance of the report.

The motion was agreed to and on further motion by the same Senator the report was accepted.

Mr. WADSWORTH of Kennebec: Mr. President, I move we take from the table S. P. 125, Senate report from the committee on labor, majority report "ought to pass," minority report "ought not to pass" on resolve rejecting the proposed amendment to the Constitution of the United States relating to child labor, tabled by me March 27th, pending acceptance of either report.

The motion was agreed to.

Mr. WADSWORTH: Mr. President, I move we accept the majority report "ought to pass".

I would like to explain that this is the exact opposite of the resolve which we disposed of the other day. This is the negative resolve. This matter was in fact very fully discussed by the lawyers and the men interested in the resolve at that time, and the time was all taken up, it was after one o'clock, and the shafts were flying back and forth here between the lawyers of the Senate. While I had a few remarks which I wished to make, I thought perhaps that was not the proper time, so if you will excuse me I would like to say a few words at this time. I will not take but a few moments.

The PRESIDENT: The Chair will state you do not have to be excused. You are in order.

Mr. WADSWORTH: It was called to our attention Friday that both the Democratic and Republican platforms in the last campaign called for this amendment to the Federal Constitution. Now the states have an opportunity through their legislatures of voting either to adopt or not to adopt this child labor amendment. Congress passed the question along to us, I imagine in much the same way I have seen members of legislatures hasten to let the people vote on some measure on which they were afraid to take a position. It is an easy way out.—Get the people to come to the polls and say what they want.

It is rather suggestive that this question should come along about the time of a Presidential election. It was rather embarrassing and so the easy and safe thing to do was to evade it and pass the question along to the states. The Massachusetts Legislature was a bit fearful of taking a position, and so passed it along to all the people; and the people voted strongly against it. Politicians are afraid of the labor vote. Defining Labor to mean the great body of

men and women who work for others, I will say I believe it to be right on most questions, and I think it has been so proved. A man or woman who does honest work is entitled to a living wage, yes, and something more, and they are beginning to get it. Organized labor and organized capital are getting along well together, and making progress along the right lines. The employer is beginning to see that it is better for his own interest for his employees to have some of the comforts of life, and schooling for their children; and the employee sees that it is best for his own interest to work for the interest of his employer. Labor is already becoming an investor, and in the not distant future will control many banks and businesses through stock ownership. Both classes are beginning to work together for each other, instead of apart, selfishly, for themselves. There is nothing to fear in their vote. There should be no contest between them, for their interests in the long run are identical. The employers who are trying to wax rich from the life and blood of their employees are growing less and less, and are bound to disappear altogether. Labor leaders are coming more and more to be men of vision and judgment. Believing this to be true, I fail to see how mill owners and others are going to try to lay up treasures for themselves by oppressing little ones. I do not believe it is being done in Maine; and I further believe that the employers in Maine would go out of business before they would employ children and youth to their physical and mental injury.

Sometimes I think we are striving so hard to help the children that we do not give them a chance to help themselves, or for their parents to help and guide them. Y. M. C. A., Y. W. C. A., Boy Scouts and Girl Scouts, and all sorts of organizations, are lifting the children and youth along, and making the road of life as smooth as possible.

Right here in Maine we paid over \$250,000 from tax money for board and care of neglected children. We have trained workers in the field, looking up these cases, and seeking homes for them. We have the School for Boys in South Portland; and the Girls' School in Hallowell, for training them into the right paths, and we have the Soldiers' and Sailors' Orphanage in Bath, to say nothing of the many

church and private organizations looking after the welfare of the children. Surely Maine is not backward in protecting its youth, and other States have already, or are beginning to follow in our path.

The women will see to this. Remember, they vote in South Carolina and Texas as well as in Maine. We do not wish their congressmen to tell us how to care for our children; neither do they want our congressmen interfering in their domestic affairs. They will look after them themselves in a proper way. It does not hurt young men and women to work to a reasonable extent. In fact, it is better for them and for society. Look up your criminal classes. You will find that youth composes a large percentage of it; and these young criminals are principally recruited from the idle.

We are in the midst of the very difficult task of enforcing the laws of our last constitutional amendment—the 20th. Do you think it would be an easy task to get sheriffs, jurors and judges to enforce another set of laws with which their people were not in sympathy. Let us finish the job we have in hand, before adding another task which the majority of people consider unnecessary.

I hope that this resolve will have a passage, as it is a negative resolve that this amendment be not passed.

The PRESIDENT: The question is on the motion of the senator from Kennebec, Senator Wadsworth, in relation to S. P. 125, that the majority report, ought to pass, be accepted.

The motion was agreed to.

Mr. WADSWORTH: Mr. President, I move it have its first reading at this time if it is in order.

Mr. HINCKLEY of Cumberland: Mr. President, I have been sitting here wondering what complication we were getting into. This body has rejected a child labor amendment, and having done that the incident is closed so far as this Senate is concerned, it seems to

me. I cannot see what can be accomplished by going ahead any further on that. I move the matter be tabled until tomorrow, until we get our bearings.

The motion was agreed to.

Mr. WADSWORTH of Kennebec: Mr. President, I would like to ask if S. D. 236 has been printed with the amendment as offered?

The PRESIDENT: The Chair will inform the senator from Kennebec, Senator Wadsworth, that S. P. 236 has been printed but will not be due to come off the table until tomorrow.

Mr. WADSWORTH of Kennebec: Mr. President, I see that S. P. 160, resolve in favor of the Bangor State Hospital for maintenance and other purposes, tabled by me on March 27th and assigned for today, is still on the table, and I move that we take it from the table.

Pending question being adoption of Senate Amendment A,

The motion was agreed to and the senator then yielded to the senator from Cumberland, Senator Hinckley.

On motion by Mr. Hinckley, tabled until tomorrow morning.

Mr. SMITH of Somerset: Mr. President, I move we take from the table S. D. 255, An Act to ratify the plantation meeting of the Forks Plantation, tabled pending printing and reference to a committee.

The motion was agreed to, and on further motion by the same senator, the bill was given its first reading without reference to a committee.

On further motion by the same senator, under suspension of the rules, the bill was given its second reading and passed to be engrossed.

On motion by Mr. Allen of York,

Adjourned until tomorrow morning at 9.30 o'clock.