

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Third Legislature

OF THE

STATE OF MAINE

1927

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

HOUSE

Tuesday, March 22, 1927.

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Clarke of Gardiner.

Journal of the previous session read and approved.

The SPEAKER: The Chair has two emergency matters relative to the laying of county taxes—resolves on their final passage—and would it be the pleasure of the House to consider these at this time?

Mr. GREENLEAF of Auburn: Mr. Speaker and members of the House: In this connection I will just say that it is getting late in the session and this money which is to come to the counties under these resolves is badly needed; in fact these resolves should be taken care of in the very near future in order that this money may be properly allocated to the different counties. I move that we act upon these measures and give them their final passage.

Thereupon the rules were suspended for the above purpose.

Finally Passed

(Emergency Measures)

Resolve for the laying of the county taxes for the year nineteen hundred and twenty-seven.

The SPEAKER: This being an emergency measure, and requiring a two-thirds vote of the entire membership of the House on its final passage, all those who are in favor of its final passage will rise and stand in their places until counted and the monitors will return the count.

A division being had,

One hundred and thirty-one voted, and all in the affirmative, so the resolve was finally passed.

Resolve for the laying of the county taxes for the year nineteen hundred and twenty-eight.

The SPEAKER: This being an emergency measure, and requiring a two-thirds vote of the entire membership of the House on its final passage, all those who are in favor of its final passage will rise and stand in their places until counted, and the monitors will return the count.

A division being had,

One hundred and twenty-three

voted and all in the affirmative, so the resolve was finally passed.

Papers from the Senate disposed of in concurrence.

From the Senate: Report of the committee on Judiciary, reporting "ought not to pass" on bill an act regulating moving of household goods, chattels, and personal effects of residents of Maine, S. P. 173, S. D. 72.

Comes from the Senate report read and accepted.

In the House, on motion by Mr. Hale of Portland, tabled pending acceptance of report in concurrence.

From the Senate: Report of the committee on Judiciary, reporting "ought not to pass" on bill an act relating to the Probation Officer and Assistant for the county of Cumberland, S. P. 222, S. D. 89.

Comes from the Senate report read and accepted.

In the House, on motion by Mr. Rounds of Portland, tabled pending acceptance of report in concurrence, and specially assigned for tomorrow morning, March 23.

From the Senate: Report of the committee on Agriculture on bill an act to amend Section 18, Chapter 34 of the Revised Statutes, relating to the apportionment of State aid to Agricultural Societies, S. P. 165, S. D. 69, reporting same in a new draft, S. P. 493, S. D. 245 and that it "ought to pass."

Comes from the Senate report read and accepted and the bill passed to be engrossed.

In the House, on motion by Mr. McKnight of Poland, tabled pending acceptance of report in concurrence.

Senate Bills in First Reading

S. P. 492, S. D. 244: An act to provide for establishing grades and standards for farm products.

S. P. 494, S. D. 246: An act relating to the establishing and administration of a public debt amortization fund in the city of Waterville.

S. P. 294, S. D. 243: An act to incorporate Lemon Stream Log Driving Company.

S. P. 210, S. D. 241: An act for

purchase of books for Kennebec Law Library.

S. P. 499, S. D. 250: An act to extend the charter of the Patten Water and Power Company.

S. P. 495, S. D. 247: Resolve providing for a State pension for Adelbert B. Baker of Lewiston.

S. P. 223, S. D. 242: Resolve for State pension in favor of Rena Coolley of Augusta.

S. P. 199, S. D. 240: Resolve providing a State pension for Grace Griffin of Lewiston.

S. P. 200, S. D. 76: An act relating to the Brownville and Williamsburg Water Company.

S. P. 496, S. D. 248: An act to empower the Governor and Council to lease the right to gather and harvest kelp on the submerged lands and reefs within the jurisdiction of the State.

S. P. 497, S. D. 249: An act relating to the digging of clams in Wells in the county of York.

From the Senate: Report of the committee on State Lands and Forest Preservation on bill an act relating to the operation of portable sawmills, S. P. 358, S. D. 137, reporting same in a new draft, S. P. 498, S. D. 252 under same title and that it "ought to pass".

Comes from the Senate report read and accepted and the bill passed to be engrossed.

In the House, on motion by Mr. Littlefield of Kennebunk, tabled pending acceptance of report in concurrence.

The following remonstrances were received and upon recommendation of the committee on reference of bills were referred to the following committee:

Judiciary

By Mr. Kinsman of Augusta: Remonstrance against repeal of Primary Law (H. P. 1191).

By Mr. Heath of Guilford: Remonstrance of Lenora McKusick and 32 others against same (H. P. 1192).

Orders

On motion by Mr. Hamel of Lewiston, it was,

Ordered, that the Clerk of the House be authorized to employ, at the expense of the State, one or more stenographers to attend and report the hearings before the committee on

Ways and Bridges on the act and resolve relating to highway bonds, H. P. 68 and S. P. 407, and that 500 copies of the stenographic report be printed.

Mr. Tucker of Sanford presented the following order and moved its passage:

Ordered, the Senate concurring, that H. P. 877, an act creating the Kennebunk Beach Improvement Corporation, be recalled to the House from the committee on Legal Affairs.

The order received passage and was sent up for concurrence.

Reports of Committees

Mr. MacKinnon from the Committee on Inland Fisheries and Game on bill an act relating to pollution of water by beavers and muskrats, (H. P. 172) reported that same be placed on file as the subject matter has been incorporated in another bill.

Mr. Patterson from the committee on Judiciary reported "Ought not to pass" on bill an act relating to marriages, prohibiting the intermarriage of whites and persons of African descent and prescribing the penalties for violation thereof (H. P. 864) (H. D. 223).

Mr. Fuller from the Committee on Legal Affairs reported same on bill an act relating to registration of motor vehicles (H. P. 872) (H. D. 229).

Same gentleman from same Committee reported same on bill an act creating a Department of Purchases (H. P. 907) (H. D. 257).

Miss Laughlin from same committee reported same on bill an act concerning intelligence officers (H. P. 957) (H. D. 292).

Mr. Chase for the Committee on Public Utilities, Interior Waters and Judiciary jointly reported same on bill an act to incorporate the Maine Water Storage and Power Transmission Company (H. P. 21) (H. D. 10).

(Tabled by Mr. Patterson of Cas-tine pending acceptance.)

Mr. Tucker from the Committee on Public Utilities reported same on bill an act relating to inventories and rates of electrical companies (H. P. 98) (H. D. 36).

(Tabled by Mr. Wing of Auburn pending acceptance of the report.)

Mr. Piper from the Committee on Taxation reported same on bill an

act to provide for an excise tax upon tobacco products, and to make the proceeds available for the development of Maine and for general and rural education (H. P. 932) (H. D. 274).

Mr. Holbrook from same Committee reported same on bill an act requiring an excise tax to be paid on all cigarettes sold in this State (H. P. 944) (H. D. 276).

Reports read and accepted and sent up for concurrence.

Mr. Hale from the Committee on Judiciary on bill an act relating to Robert W. Traip Academy (H. P. 664) (H. D. 172) reported same in a new draft (H. P. 1194) under same title and that it "Ought to pass."

Same gentleman from same Committee on bill an act to extend the charter of the Central Heating Company of Portland (H. P. 862) (H. D. 222) reported same in a new draft (H. P. 1195) under same title and that it "Ought to pass."

Same gentleman from same Committee on bill an act to incorporate the Sandy River and Rangeley Lakes Railroad Company and to authorize certain towns to grant assistance thereto (H. P. 600) (H. D. 157), reported same in a new draft (H. P. 1196) under same title, and that it "Ought to pass."

(Tabled by Mr. Eustis of Strong pending acceptance of the report.)

Mr. Wing from same Committee on Resolve authorizing James H. Kerr of Rumford in the county of Oxford to bring a suit at law against the State of Maine (H. P. 869) (H. D. 227) reported same in a new draft (H. P. 1193) under same title, and that it "Ought to pass."

(Tabled by Mr. Wing of Auburn pending acceptance of the report, and new draft ordered printed.)

Mr. Goodwin from the Committee on Legal Affairs on bill an act relating to the charter of the city of Waterville (H. P. 666) (H. D. 188) reported same in a new draft (H. P. 1198) under same title and that it "Ought to pass."

Reports read and accepted, and the new drafts ordered printed under the Joint Rules.

Mr. Hawkes from the Committee on State Lands and Forest Preservation on bill an act relating to a bounty on porcupines or hedgehogs (H. P. 271) (H. D. 329) reported same in a new draft (H. P. 1197) un-

der same title and that it "Ought to pass."

(Tabled by Mr. Piper of Jackman pending acceptance of report and new draft ordered printed.)

Mr. Rounds from the Committee on Claims reported "Ought to pass" on Resolve to reimburse the town of Kingman for support of Ed. Priest, a State pauper. (H. P. 577)

Same gentleman from same Committee reported same on Resolve in favor of the town of Medway for reimbursement of amount expended for the care and maintenance of Martin Reardon, a pauper. (H. P. 578)

Mr. Hughes from Committee on Public Utilities reported same on bill an act to amend Chapter 390 of Private and Special Laws of 1907, entitled "An Act to Incorporate the Livermore Falls Water District." (H. P. 1049)

Mr. Comins from same Committee reported same on bill an act to incorporate the Franklin Water Company. (H. P. 391)

Reports read and accepted and the bills and resolves ordered printed under the Joint Rules.

Mr. Goodwin from the Committee on Legal Affairs reported same on bill an act relating to the South Portland Sewerage District. (H. P. 876) (H. D. 231)

Mr. McCart from same Committee reported same on bill an act to codify and amend Chapter 201 of the Private and Special Laws of 1854, and subsequent amendments thereto, creating the Bridgton Centre Village Corporation. (H. P. 383) (H. D. 99)

Mr. Fuller from same Committee reported same on bill an act to authorize the city of Lewiston to discharge a sewer into the Androscoggin River. (H. P. 728) (H. D. 200)

Mr. Sargent from same Committee reported same on bill an act authorizing city of Lewiston to issue bonds to meet bonds outstanding and maturing in 1927 (H. P. 669) (H. D. 235)

Same gentleman from same Committee reported same on bill an act to repeal an Act entitled "An Act to incorporate the East Pittston Village Corporation." (H. P. 733) (H. D. 205.)

Reports read and accepted and the bills having already been printed were read twice under suspension of the rules and tomorrow assigned.

Majority report of the Committee on Public Health reporting "Ought

to pass" on bill an act to accept the provision of the act of Congress of the United States, approved Nov. 23, 1921 as amended and approved Jan. 22, 1927, entitled "An Act for the promotion of the welfare and hygiene of maternity and infancy and for other purposes." (H. P. 974) (H. D. 310.)

Report was signed by the following members:

Messrs. MINER of Washington
HARRIMAN of Kennebec
Mrs. PINKHAM
—of Aroostook
—of the Senate
Mrs. CHANEY of Lisbon
Messrs. McINTIRE of Norway
HATHAWAY of Milo
ELLIS of Fairfield
MERRILL
—of Dover-Foxcroft
CHAMBERLAIN
—of Ft. Fairfield
—of the House

Minority report of same committee reporting ought not to pass on same bill was signed by the following member:

Mr. GREENLEAF of Auburn.

(Tabled by Mr. Greenleaf of Auburn pending acceptance of either report, and specially assigned for Thursday, March 24.)

First Reading of Printed Bills and Resolves

(H. P. 679) (H. D. 428) An act increasing the salary of the Mayor of Waterville.

(H. P. 1175) (H. D. 429) An act to prohibit the taking of more than eight pound of trout, land-locked salmon and togue in all in one day in Moose River in Somerset County, down to the head of Brassua Lake, or in Wood Pond, Little Wood Pond, Little Big Wood Pond, Long Pond, Attean Lake and Holeb Pond, all in the county of Somerset.

(H. P. 1176) (H. D. 430) An act relating to fishing in Watchic Pond in the town of Standish in the county of Cumberland.

(H. P. 1177) (H. D. 431) An act permitting the town of Southwest Harbor to take land for public park.

(H. P. 1178) (H. D. 432) An act to incorporate the Northern Finance and Investment Corporation.

(H. P. 1179) (H. D. 433) An act to provide clerical assistance for the

Justices of the Supreme Judicial Court.

(H. P. 1180) (H. D. 434) An act to enlarge the site of Little River Pine Grove Cemetery, otherwise known as Hillside Cemetery located at Lisbon Falls, Maine.

(H. P. 1181) (H. D. 435) An act relating to scire facias against bail, sureties in criminal recognizances and trustees.

(H. P. 1183) (H. D. 437) An act relating to the pay of jurors.

(H. P. 477) (H. D. 427) Resolve in favor of the Aroostook Test Laboratory.

(H. P. 1182) (H. D. 436) Resolve providing teacher's pension for Emma J. Whittemore.

Passed to Be Engrossed

(H. P. 457) (H. D. 117) An act to create the office of Deputy Treasurer of Cumberland County.

(Tabled by Mr. Hawkes of Standish pending third reading.)

(H. P. 838) (H. D. 218) An act relating to the time and place of holding the County Commissioners Court in York County.

(H. P. 859) (H. D. 219) An act relating to secret indictments.

(H. P. 866) (H. D. 224) An act relating to supplying the city of Bangor with water.

(H. P. 868) (H. D. 226) An act relating to the Farm Lands Loan Commissioners and to authorize the sale of lands acquired by the State of Maine through foreclosure or other proceedings instituted by the State Auditor, Secretary of the Commission and to provide for the expenses of the Commissioners.

(H. P. 994) (H. D. 319) An act relating to the registration of milk dealers.

(H. P. 1162) (H. D. '18) An act relating to the survey and sale of wood.

(Tabled by Mr. Littlefield of Kennebunk pending third reading.

(H. P. 1172) (H. D. 420) An act legalizing the guaranteed mortgage bond as an investment for the Savings Banks of Maine.

(H. P. 359) (H. D. 425) An act to regulate fishing in the tributaries to Royal's River and Bennett Brook and the tributaries to Pleasant River in Cumberland County.

(H. P. 1174) (H. D. 419) Resolve in favor of Abbie A. Norton of Industry for State pension.

(H. P. 608) (H. D. 421) Resolve providing for State pension for Lydia A. Bodfish of Elliottsville Plantation.

(H. P. 609) (H. D. 422) Resolve providing for an increase in State pension for Arthur H. Murch of Paris.

(H. P. 734) (H. D. 423) Resolve providing a State pension for Esther C. Jones of Manchester.

(H. P. 882) (H. D. 424) Resolve providing for a State pension for Oscar H. Moor of Portland.

(H. P. 1173) (H. D. 426) Resolve providing for a State pension for Louis Nason of West Gardiner.

The SPEAKER: Bills on their passage to be enacted.

Mr. BARTLETT of Bangor: Mr. Speaker, I would like to inquire of the Chair if the Lucerne Bills are in the hands of the Clerk?

The SPEAKER: The Chair will state that they are.

Thereupon on motion by Mr. Bartlett of Bangor the two Lucerne bills, so-called, were brought before the House for final action.

Emergency Measures

An act to incorporate Lucerne-in-Maine Village Corporation.

The SPEAKER: This being an emergency measure, and requiring a two-thirds vote of the entire membership of the House on its passage to be enacted, all those who are in favor of its passage to be enacted will rise and stand in their places until counted and the monitors will return the count.

A division being had,

One hundred and five voted, and all in the affirmative, so the bill was passed to be enacted.

An act to incorporate Lucerne-in-Maine Water Company.

The SPEAKER: This being an emergency measure, and requiring a two-thirds vote of the entire membership of the House on its passage to be enacted, all those who are in favor of its passage to be enacted will rise and stand in their places until counted and the monitors will return the count.

A division being had,

One hundred and twenty-one voted, and all in the affirmative, so the bill was passed to be enacted.

Paper from the Senate, out of order.

An act to amend Chapter 120 of the Private and Special Laws of 1899, establishing the Livermore Falls Municipal Court, as amended by Chapter 34

of the Private and Special Laws of 1919.

In the Senate, introduced out of order under suspension of the rules and referred to the committee on Judiciary.

In the House, so referred in concurrence.

Orders of the Day

On motion by Mr. Rounds of Portland the House voted to reconsider its action whereby it tabled report of the committee on Judiciary, reporting ought not to pass, on bill an act relating to the probation officer and assistant for the county of Cumberland, S. D. 89 and specially assigned the same for tomorrow morning; and on further motion by the same gentleman the report was accepted in concurrence.

On motion by Mr. Bishop of Boothbay Harbor it was voted to take from the table S. P. 450, S. D. 216, an act to amend Section 8 of Chapter 53 of the Revised Statutes, relating to reference of fire losses; tabled by that gentleman March 15, pending reference in concurrence and on further motion by the same gentleman the House voted to concur in the reference of the bill to the committee on Mercantile Affairs and Insurance.

On motion of Mr. Bishop of Boothbay Harbor, it was voted to take from the table S. P. 468, S. D. 226, an act relating to fees of insurance brokers, tabled by that gentleman March 15, pending reference in concurrence; and on further motion by the same gentleman the House voted to concur in the reference of this bill to the committee on Mercantile Affairs and Insurance.

On motion by Mr. Burns of Eagle Lake it was voted to take from the table H. P. 270, H. D. 63, ought not to pass report of committee on Inland Fisheries and Game on bill an act relative to Sunday hunting, tabled by that gentleman March 15, pending acceptance of the report.

Mr. BURNS: Mr. Speaker, I yield to the gentleman from Old Town, Mr. Lait.

On motion by Mr. Lait, the bill was re-tabled and specially assigned for Tuesday, March 29.

On motion by Mr. Fuller of Southwest Harbor, it was voted to take from

the table S. P. 490, S. D. 219, bill an act relating to recording of instruments and conveyances, tabled by that gentleman, March 18, pending third reading; and on further motion by the same gentleman the bill was recommitted to the committee on Legal Affairs to correct a clerical error.

The SPEAKER: The Chair has been requested to announce that upon the desks of each member there is a pho-

tographic copy of the resolutions memorializing the Three-Quarters Century Club, and that there are also other copies of this resolution which members may have to send to their friends if they so desire.

Notices read by the Clerk.

On motion by Mr. Richardson of Monmouth.

Adjourned until ten o'clock tomorrow morning.