

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Fourth Legislature

OF THE

STATE OF MAINE

1929

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

SENATE

Wednesday, February 13, 1929.

Senate called to order by the President.

Prayer by the Rev. W. P. Bradford of Hallowell.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

House Bills in First Reading

An act to empower the Treasurer of Kennebec County to pay an additional compensation to the Recorder of Gardiner Municipal Court. (H. D. 53.)

An act to continue the game sanctuary in Knox County known as the Knox County Game Preserve. (H. D. 13.)

An act to regulate the trapping of fur-bearing animals. (H. D. 59.)
(On motion by Mr. Bragdon of Aroostook, tabled pending second reading.)

An act to establish the Winthrop and Wayne Game Sanctuary in the towns of Winthrop and Wayne. (H. D. 61.)

(At this time the Hon. H. C. Buzzell was escorted to a seat on the right of the President, amid the applause of the Senate, the members rising.)

An act to change the name of Division of Maine, Sons of Union Veterans of the Civil War, to Department of Maine, Sons of Union Veterans of the Civil War. (H. D. 304.)

An act confirming and making valid certain licenses or permits given by the selectmen of Hancock and vesting in the Consolidated Lobster Company, Inc., certain rights and property in lobster pounds, wharf and dams in the waters of Skillings River on the west side of Hancock Point in Hancock, Maine. (H. D. 305.)

Resolve providing for an increase in state pension for Sarah Perkins of Harmony. (H. D. 41.)

An act to incorporate the Great Pond Railway Company. (H. D. 306.)

An act to extend the charter of the Blue Hill Water Company. (H. D. 307.)

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

Judiciary

By Mr. Campbell of Washington: Petition in favor of an act to register and license barbers and create a Board of Barber Examiners. (S. P. 376.)

By Mr. Martin of Kennebec: Petition in favor of same. (H. P. 377.)

By Mr. Nickerson of Waldo: Remonstrance of P. A. Luffin and six others against the Basic Science bill. (S. P. 378.)

By Mr. Martin of Kennebec: An act to prevent fraudulent registration of motor vehicles. (S. P. 379.)
(500 copies ordered printed.)

By the same Senator: An act to require full returns of expenditures in primary elections and to increase the limitations. (S. P. 380.)
(500 copies ordered printed.)
Sent down for concurrence.

Legal Affairs

By Mr. Page of Somerset: An act relating to the acquisition of title to lands of railroad corporations by adverse possession. (S. P. 381.)
(500 copies ordered printed.)

Sent down for concurrence.

State School for Boys, State School for Girls and State Reformatories

By Mr. Weeks of Somerset: An act to repeal section 25 of chapter 144, Revised Statutes, relating to State School for Girls. (S. P. 382.)

By the same Senator: An act to repeal section 6, chapter 144, Revised Statutes, relating to State School for Boys. (S. P. 383.)

By the same Senator: An act for the better care of inmates of the Reformatory for Women. (S. P. 384.)

(500 copies ordered printed.)
Sent down for concurrence.

Taxation

By Mr. Spear of Cumberland: Remonstrance of United Motor Fuel Corporation of Portland, Maine and 16 others (S. P. 385) against the levying of any additional gasoline tax.

By Mr. Mitchell of Aroostook: Remonstrance of W. L. Dunohy and 33 others (S. P. 386) against same.

By Mr. Murchie of Washington: Remonstrance of Roy Blanchard of Vanceboro and 19 others (S. P. 387) against same; remonstrance of Geo. W. Ross of Vanceboro and 7 others (S. P. 388) against same; remonstrance of C. Arlen Robertson of Vanceboro and 11 others (S. P. 389) against same.

By Mr. Campbell of Washington: Remonstrance of Harry J. White and 18 others of Jonesport (S. P. 390); remonstrance of Everett W. Wallace and 17 others of Milbridge, Maine (S. P. 391); remonstrance of John Parker and 16 others of Milbridge and Steuben, Maine (S. P. 392); remonstrance of Lewis W. Norton and 17 others of Milbridge, Maine (S. P. 393); remonstrance of F. A. Kelley of Union Hill and 2 others of Milbridge, Maine (S. P. 394); remonstrance of E. J. Melanson and 18 others of Cherryfield, Maine (S. P. 395); remonstrance of Ray G. Smith of Cherryfield, Maine and 17 others (S. P. 396); remonstrance of R. A. Nelson and 18 others of Cherryfield (S. P. 397); remonstrance of William Frost and 17 others of Jonesport, Maine (S. P. 398); remonstrance of A. B. Clark of Jonesport and 17 others (S. P. 399); remonstrance of E. E. Farnsworth and 5 others of Jonesport, Maine (S. P. 400) against the same.

By Mr. Martin of Kennebec: Remonstrance of Albert H. Ferran and 35 others of Augusta, Maine, against the same. (S. P. 401)

Sent down for concurrence.

Ways and Bridges

By Mrs. Allen of Penobscot: Petition of the Eastern Furniture Company and others of Bangor in favor of Jackman-Greenville highway. (S. P. 402)

By Mr. Douglas of Hancock: Petition of Snow and Neeley Company and others of Bangor and Brewer in favor of the same. (S. P. 403)

Sent down for concurrence.

Orders

On motion by Mr. Spear of Cumberland, it was

Ordered, the House concurring, that the Committee on Appropriations and Financial Affairs, as a fact finding committee, meet with the Committee on Publicity on Thursday, February 14th, at 3:00 P. M. for the consideration of any

acts or resolves that may come before the Maine Publicity Committee.

Sent down for concurrence.

Bill in First Reading

An act relating to clerk hire in the office of the Register of Probate in Androscoggin County. (S. D. 156)

Reports of Committees

Mr. Bond, from the Committee on Ways and Bridges, on Resolve in favor of the town of Crystal (S. P. 87) reported that the same ought not to pass.

The report was read and accepted.

Sent down for concurrence.

Mr. Wheeler, from the Committee on Salaries and Fees, on bill An act to fix the salary of the Judge of Probate for the County of Somerset (S. P. 17) reported the same in a new draft under the same title (S. P. 404) and that it ought to pass.

The same Senator, from the same Committee, on bill An act relating to the salary of the Register of Probate of Somerset County (S. P. 66) reported the same in a new draft, under the same title (S. P. 405) and that it ought to pass.

The reports were severally read and accepted and the bills laid upon the table for printing under the joint rules.

Passed to be Engrossed

An act to amend the charter of the Bar Harbor Village Improvement Association. (H. D. 29)

An act to amend section 1 of chapter 7 of the private and special laws of 1921, entitled "An act creating the West Paris Village Corporation," increasing the territory embraced within said corporation. (H. D. 68)

An act to increase the salary of the Register of Deeds in the County of Androscoggin. (S. D. 153)

Resolve in favor of the Waldo and Penobscot Agricultural Society for the State stipend for 1928. (H. D. 71)

Resolve providing for a State pension for Kate D. Talbot of Machias. (S. D. 150)

Resolve providing for a State pension for Alberta Wadsworth of Belfast. (S. D. 151)

An act to amend section 2 of chapter 208 of the Public Laws of 1925, permitting sterilizing operations. (S. D. 51)

Set down for concurrence.

Orders of the Day

The PRESIDENT: The Chair will state that under Orders of the Day, under the rule that is now in force before the Senate, all matters that are on the table come off the table automatically on each Wednesday in the order in which they were tabled and appear on the calendar. Under this rule the Chair lays before the Senate, Resolve relating to the issue of Highway and Bridge Bonds (S. P. 166), tabled on January 31st by the Senator from Aroostook, Senator Bragdon, pending reference; and the Chair recognizes that senator.

Mr. BRAGDON of Aroostook: Mr. President, I move that the resolve take the reference suggested by the committee.

The PRESIDENT: The Senator from Aroostook, Senator Bragdon, moves that the resolve take the reference suggested by the committee which is the Committee on Ways and Bridges. Is this the pleasure of the Senate?

The motion prevailed.

The President laid before the Senate, An Act to incorporate the town of Lincoln School District (H. D. 177), tabled on February 5th by Mr. Weatherbee of Penobscot pending reference; and on motion by that senator the bill was referred to the Committee on Legal Affairs in concurrence.

The President laid before the Senate, An act relative to the exemption from registration of non-resident motor busses, (S. D. 80), tabled on February 5th by Mr. Littlefield of York pending reference; and on motion by that Senator the bill was referred to the Committee on Commerce in non-concurrence.

The President laid before the Senate, An act relating to marriage licenses (S. D. 4), tabled on February 5th by Mr. Murchie of Washington pending second reading.

Mr. MURCHIE of Washington:

Mr. President, I move that this matter be retabled and I will say that in making that motion I have no desire to delay consideration of the matter but this is at the request of the Senator from Somerset who introduced the bill.

The PRESIDENT: The Senator from Washington, Senator Murchie, moves that this bill be retabled. Is this the pleasure of the Senate?

The motion prevailed.

The President laid before the Senate, Resolve to provide a commission for investigating the feasibility of a bridge across the Penobscot River near Bucksport (S. D. 110), tabled on February 6th by Mr. Douglas of Hancock, pending reference.

Mr. DOUGLAS of Hancock: Mr. President, I now move the indefinite postponement of that resolve.

The PRESIDENT: The Senator from Hancock, Senator Douglas, moves the indefinite postponement of the resolve. Is this the pleasure of the Senate?

Mr. NICKERSON of Waldo: Mr. President and members of the Senate, earlier in the session a measure was introduced in the House of Representatives relating to an act for the building of a private bridge across the Penobscot River. A little later an act was introduced in the Senate giving the right to another corporation to build a bridge across the Penobscot River. A little later another act was introduced in the Senate which would give the right to another corporation to build a bridge across this river. These several acts were promptly referred to the Committee on Ways and Bridges as suggested by the committee on reference of bills. I myself, as a member of this body have also introduced an act looking toward the construction of a State bridge across this river. The question before this Senate at this time is not the discussion of the merits of any of these acts or of this resolve but is the question whether or not a member of this body has the right to introduce an act or a resolve and have it referred to any committee. I believe that in the fairness of the members of this body they will not deprive me of that right. The committee

on reference of bills has suggested that this resolve be referred along with the others to the Committee on Ways and Bridges. I am asking that privilege of the members of this Senate, and that only, at this time. I am therefore opposed to having this resolve indefinitely postponed.

Mr. DOUGLAS: Mr. President, in support of my motion to indefinitely postpone this investigating order I will say that I have made the motion for the simple reason that at this time this is unnecessary. It is to my mind unnecessary that we take up our time here to go into a problem of investigating the feasible reasons of having a bridge across the Penobscot. I think it is fully agreed that there is need of a bridge across the Penobscot at this time but I do not think that this is the opportune time to put on an investigating commission who must report to us as to whether or not we would need a bridge down there at any time. We all acknowledge, as I said, that we do need a bridge and I claim that with these private bills in the air this measure is unnecessary, and that is the reason why I move for its indefinite postponement.

The PRESIDENT: Is there any further debate? The Chair will state that the question before the Senate is on the motion of the Senator from Hancock, Senator Douglas, that the bill be indefinitely postponed. Those in favor of a motion to indefinitely postpone will rise and stand until counted. Those opposed to indefinite postponement will then rise and stand until counted.

A division of the Senate was had. Twelve having voted in the affirmative and thirteen in the negative, the motion to indefinitely postpone failed of passage.

Thereupon, on motion by Mr. Nickerson of Waldo the resolve was referred to the committee on Ways and Bridges.

The President laid before the Senate, An Act to validate the incorporation of Louis Kernstein & Son (H. D. 130), tabled on February 7th by Mr. Weatherbee of Penobscot; and on motion by that Senator the bill was referred to the committee on Legal Affairs in concurrence.

The President laid before the Senate, Auditor's report relative to Trust Funds (S. D. 149), tabled on February 8th by Mr. Spear of Cumberland, pending consideration; and on motion by that Senator the report was retabled.

The President laid before the Senate, resolve in favor of Highmoor Farm (S. D. 12), tabled on February 8th by Mr. Leland of Piscataquis, pending first reading.

Mr. LELAND of Piscataquis: Mr. President, this resolve and the four following ones provide, as I think is generally understood by the members, for the regular work of the Agricultural Experiment Station and the cooperative work between the College of Agriculture of the University of Maine and the United States Department of Agriculture. I think it has already been explained to this body that legislation is pending which might provide for this work in connection with the regular work of the University of Maine. That is, if the Mill Tax, so-called, should go through this would be taken care of automatically.

With that explanation, Mr. President, I move the retabling of this resolve.

The motion to retable prevailed.

The President laid before the Senate, Resolve in favor of animal husbandry (S. D. A-13); Resolve making appropriation for the support and maintenance of the Maine Agricultural Experiment Station (S. D. 14); Resolve in favor of scientific investigation in agriculture in Aroostook county (S. D. 15); Resolve to appropriate money for cooperation agricultural work between the College of Agriculture of the University of Maine and the United States Department of Agriculture (S. D. 16); these four resolves having been tabled on February 8th by Mr. Leland of Piscataquis pending first reading; and on motion by that Senator the resolves were retabled pending first reading.

The President laid before the Senate, An Act relative to temporary plates for motor vehicles (H. D. 301), tabled on February 8th by Mr. Littlefield of York pending reference; and on motion by that Senator the bill was referred to the committee on Ways and Bridges, in concurrence.

The President laid before the Senate, joint order relative to the export of Hydro-Electric Power (presented by Mr. Murchie of Washington), tabled on February 12th by Mr. Murchie of Washington pending passage.

Mr. MURCHIE of Washington: Mr. President, again I have no disposition to unduly delay the consideration of matters before the Senate but this document was tabled yesterday and was not available for examination in the printed form until this morning. I am given to understand that a number of people who would like to read it have not had the opportunity to do so and I therefore move that it be retabled.

The motion prevailed.

The President laid before the Senate, joint order relative to the export of Hydro-Electric Power (presented by Mr. Oakes of Cumberland), tabled on February 12th by Mrs. Carter of Androscoggin pending motion to indefinitely postpone.

Mrs. CARTER of Androscoggin: Mr. President, I wish to move that that order be committed and I do so for this reason. I understand there have been over twelve hundred bills and resolves that have gone before committees. I know this Senate is a fair body and I believe that this order should have fair consideration and I therefore move that this order be sent to the committees on Judiciary, Public Utilities and Interior Waters jointly.

Mr. OAKES of Cumberland: Mr. President, I move that this order be retabled.

The motion to retable prevailed.

The PRESIDENT: Is there anything further to come before the Senate?

On motion by Mr. Campbell of Washington,

Adjourned until tomorrow morning at ten o'clock.