

# 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**

Friday, March 8, 1929.

Senate called to order by the President.

Prayer by the Rev. R. F. Lowe of Augusta.

Journal of previous session read and approved.

On motion by Mr. Slocum of Cumberland, out of order under suspension of the rules, it was

Ordered, the House concurring, that when the Senate and House adjourn, they adjourn to meet Tuesday, March 12, at ten o'clock in the forenoon.

Sent down for concurrence.

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

Mr. MARTIN of Kennebec: Mr. President, I move that the rules be suspended that I may introduce out of order a resolve and in speaking upon that motion I would like to say that this resolve is in favor of the Maine Children's Home Society. For the last six or eight sessions of the Legislature I am advised that a similar resolve has been before the Legislature and each time favorably acted upon so that this is more or less merely a routine matter. The reason that it is only here today is that Mr. Hawes who is the chief executive in this association didn't take the matter up with their attorney so that it was only brought to my attention yesterday afternoon. The money from this resolve will be used entirely for the care of children. It will affect some fifty children if the resolve is not accepted by this Legislature. In other words, there would be some fifty children who now have homes and happiness who would be deprived of those homes and of that happiness. I trust that this resolve may be allowed to be presented at this time.

The PRESIDENT: The Senator from Kennebec, Senator Martin, moves that the rules be suspended and that he be permitted to introduce a resolve. Is this the pleasure of the Senate?

The motion prevailed and Mr. Martin of Kennebec presented Resolve in favor of the Maine Chil-

dren's Home Society (S. P. 670); and on further motion by the same Senator the resolve was referred to the Committee on Appropriations and Financial Affairs.

**Bills in First Reading**

Resolve in favor of Philip T. Carroll. (S. D. 323.)

(On motion by Mr. Spear of Cumberland, tabled pending first reading.)

Resolve appropriating money for the expenses of the electoral college. (S. D. 322.)

Resolve in favor of the Department of Maine Grand Army of the Republic (S. D. 326.)

(On motion by Mr. Spear of Cumberland, tabled pending first reading.)

Resolve in favor of the Commissioners of Pharmacy. (S. D. 320.)

Resolve in favor of Newell Lewey, representative of the Passamaquoddy Tribe of Indians. (S. D. 319.)

Resolve appropriating money to restore the early records in the office of the Register of Deeds for York County. (S. D. 321.)

An act relating to administration upon estates of persons who have disappeared and not been heard from for a period of at least seven years from the date of disappearance. (S. D. 324.)

An act relating to the extradition of persons charged with crime, and to make uniform the law with reference thereto. (S. D. 328.)

An act relating to dental hygienists. (S. D. 325.)

An act relative to exemption from taxation of estates of veterans. (S. D. 327.)

(On motion by Mr. Nickerson of Waldo, tabled pending first reading.)

**Reports of Committees**

Mr. Martin, from the Committee on Judiciary, on bill, An act relating to the York County Law Library. (S. D. 178) reported that the same ought to pass.

The report was read and accepted, the bill read once and Tuesday assigned for second reading.

Mr. Oakes, from the same Committee, on bill An act to create a Circuit Court. (S. D. 140) reported the same in a new draft, under the

title of bill An act relating to the jurisdiction of the Supreme Judicial and Superior Courts. (S. P. 666) and that it ought to pass.

The same Senator, from the same Committee, on bill An act fixing trial terms of the Circuit Court. (S. D. 139) reported the same in a new draft, under the title of bill An act fixing trial terms of the Superior Court. (S. P. 667) and that it ought to pass.

Mr. Weeks, from the same Committee, on bill An act to incorporate the Maine Foundation. (S. D. 113) reported the same in a new draft, under the same title (S. P. 668) and that it ought to pass.

Mr. Harriman, from the Committee on Public Health, on bill An act to license and regulate private hospitals and private houses for the treatment of nervous and mental patients (S. D. 173) reported the same in a new draft, under the title of bill An act to license and regulate private hospitals and private houses for the treatment of patients mentally deranged (S. P. 669) 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

Resolve in favor of Reformatory for Women for maintenance and other purposes. (H. D. 530)

Resolve in favor of Eagle Lake. (H. D. 611)

An act establishing a game preserve on Swan Island in Kennebec River, county of Sagadahoc. (H. D. 149)

An act relating to the Maine Wesleyan Seminary and Woman's College. (H. D. 612)

Resolve relative to compensation of Clarence W. Peabody Commissioner of the Revision and Consolidation of the Public Laws. (H. D. 531)

An act to establish a game preserve in the town of Windham, Cumberland County. (H. D. 261)

An act making explicit certain powers of the Park Commission of the city of Portland. (H. D. 215)

An act relating to deputy town clerks. (H. D. 532)

An act relating to the Hancock Sullivan Bridge. (H. D. 541)

(On motion by Mr. Spear of Cumberland, tabled pending passage to be engrossed)

An act to correct a clerical error in section 1 of chapter 222 of the Public Laws of 1923. (H. D. 533)

An act to incorporate the Sanford Water District. (H. D. 492)

Resolve providing for a state pension for Charlotte Hill, of Biddeford. (H. D. 534)

An act to amend the certificate of organization of the Damariscotta-Newcastle Water Company. (H. D. 536)

An act relating to the purposes of the Milo Water Company. (H. D. 537)

An act to incorporate the Franklin Water Company. (H. D. 538)

An act relating to state juvenile institutions. (H. D. 539)

Resolve in favor of the town of Peru. (H. D. 540)

An act to provide pensions for the regular drivers of the fire department of the city of Westbrook. (H. D. 613)

An act to amend section 117 of chapter 7 of the Revised Statutes relative to military parades on election days. (H. D. 615)

Mr. SLOCUM of Cumberland: Mr. President, there, is another bill in at present with reference to amending military law and I would like to have this bill lie upon the table until I can see whether there is any inconsistency.

The PRESIDENT: The Senator from Cumberland, Senator Slocum moves that this bill be tabled pending second reading. Is this the pleasure of the Senate?

The motion prevailed.

An act to provide pensions for the regular policemen of the city of Westbrook. (H. D. 616)

An act to authorize the town of South Bristol to raise money for the purpose of helping keep in repair the cemeteries in said town. (H. D. 617)

An act relating to bonds to be given by officials, trustees or employees of savings banks. (S. D. 191)

An act to re-letter paragraphs "e" and "f" of sub-division 12 of section 27 of chapter 144 of the Public Laws of 1923, relating to collateral loans. (S. D. 192)

An act relating to investments in

industrial bonds by savings banks. (S. D. 225)

An act relating to increase of salary of county attorney of Androscoggin County. (S. D. 316)

An act relating to increase of salary of the assistant county attorney of Androscoggin County. (S. D. 317)

An act to increase the salary of the register of probate of Androscoggin County. (S. D. 318)

From the House, out of order.

Ordered, the Senate concurring, that bill An act to establish a Park Commission for the city of South Portland (H. P. 321) (H. D. 96), be recalled from the files of the Senate and returned from the House.

In the House, read and passed.

In the Senate, on motion by Mr. Crosby of Penobscot, tabled pending passage.

#### Orders of the Day

Under Orders of the Day and especially assigned, the President laid before the Senate An Act relative to canning short lobsters, (H. D. 348), tabled on March 6th by Mr. Littlefield of York, pending second reading.

Mr. LITTLEFIELD of York: Mr. President, I would move to have this matter retabled. There is an amendment which we wish to offer to this bill.

The motion to retable prevailed.

On motion by Mr. Weeks of Somerset, the Senate voted to take from the table An Act to amend the "Bridge Act" so-called, (H. D. 391), tabled on March 7th by that Senator, pending passage to be engrossed; and on further motion by the same Senator, the bill was passed to be engrossed in concurrence.

On motion by Mr. Douglas of Hancock, the Senate voted to take from the table House Report from Committee on Taxation "Ought to Pass" on An Act relating to a Tax upon Gasoline, (H. D. 30), tabled on March 7th by that Senator, pending consideration; and on further motion by the same Senator the report of the committee "ought to pass" was accepted in concurrence.

The Secretary read House Amendment A.

The PRESIDENT: Is it the

pleasure of the Senate that House Amendment A be adopted in concurrence?

House Amendment A was adopted in concurrence, the bill was given its first reading and Tuesday assigned for second reading.

On motion by Mr. Spear of Cumberland, the Senate voted to take from the table An Act relating to salaries of County Treasurers, (H. D. 472), tabled on March 6th by that Senator, pending passage to be engrossed; and on further motion by the same Senator, the bill was passed to be engrossed in concurrence.

On motion by Mr. Martin of Kennebec, the Senate voted to take from the table An Act providing for retirement of Court Stenographers, (H. D. 28), tabled on March 7th by that Senator, pending passage to be engrossed as amended by Senate Amendment "A".

Mr. MARTIN of Kennebec: Mr. President, I now move that this bill be indefinitely postponed in non-concurrence. May I address myself to the motion for just a moment? I will say that the parties primarily interested in this bill feel that on account of the action of the House, to have the matter taken up further in the Senate or House might cause delay in the legislative program and perhaps defer a little earlier adjournment, and because of that and without any prejudice to their cause, which they still firmly believe in, they have advised me that this motion is agreeable to them.

The motion to indefinitely postpone, in non-concurrence, prevailed.

On motion by Mr. Slocum of Cumberland, the Senate voted to take from the table An Act relating to digging of clams in Biddeford, (H. D. 456), tabled on March 6th by that Senator, pending passage to be engrossed.

Mr. SLOCUM of Cumberland: Mr. President, I now present Senate Amendment "A" and move its adoption.

The Secretary read Senate Amendment A:

"Senate Amendment 'A' to House Document 456. House Paper 894, House Document 456 is hereby

amended by inserting the words 'not a riparian owner' after the word 'Maine' in the second line of section one thereof, and the words 'or such riparian owner' after the word 'Maine' in the fifth line of section one thereof, and the words 'nor a riparian owner' after the word 'Biddeford' in the second line of section two of said act."

The motion to adopt Senate Amendment A prevailed, and the bill as amended by Senate Amendment A was passed to be engrossed.

Sent down for concurrence.

The PRESIDENT: Is there anything further that can be taken from the table? If not, the Chair will declare a short recess, pending arrival of papers from the House.

#### After Recess

The Senate was called to order by the President.

The PRESIDENT: The Senate is still proceeding under orders of the day.

On motion by Mr. Littlefield of York, the Senate voted to take from the table An act relative to fees of Sheriffs and their Deputies (S. D. 36) tabled on March 6th by that Senator pending second reading; and on further motion by the same Senator the bill received its second reading.

Thereupon, Mr. Weatherbee of Penobscot offered Senate Amendment "A" to Senate Document 36 and moved its adoption: "Senate

Amendment 'A' to Senate Document No. 36, An act relating to fees of Sheriffs and their Deputies. Amend Senate Document No. 36 by adding thereto the following, 'Provided however that such officers shall not be entitled to fees for any services rendered in criminal matters while acting as per diem officers.'"

The PRESIDENT: Is it the pleasure of the Senate that Senate Amendment "A" be adopted?

Senate Amendment "A" was adopted.

Thereupon, on motion by Mr. Weeks of Somerset, the bill as so amended was laid upon the table pending passage to be engrossed.

On motion by Mrs. Carter of Androscoggin the rules were suspended and the Senators were allowed to smoke.

On motion by Mr. Nickerson of Waldo, the Senate voted to take from the table An act relating to exemptions from taxation (S. D. 327) tabled by that Senator earlier in today's session; and on further motion by the same Senator the bill was recommitted to the Committee on Taxation.

The PRESIDENT: Is there anything further that can come before the Senate under orders of the day?

On motion by Mr. Crockett of York

Adjourned until Tuesday morning March 12th at ten o'clock.