

# 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, April 5, 1929.

Senate called to order by the President.

Prayer by the Rev. H. F. Milligan of Gardiner.

Journal of previous session read and approved.

On motion by Mr. Weatherbee of Penobscot, 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 Monday, April 8, at three o'clock in the afternoon.

Sent down for concurrence.

Subsequently the foregoing order came back from the House passed as amended by House Amendment A in non-concurrence.

The Secretary read House Amendment A: "House Amendment A to joint order relating to adjournment. Amend said order by striking out the word 'three' and inserting in place thereof the word 'four'."

Thereupon, the Senate voted to recede and concur with the House in the adoption of House Amendment A and the order as so amended was passed.

From the House: Resolve to modify the conditions of the gift from B. C. Jordan to the State of Maine for the purpose of encouraging cultivation of forests (H. P. 1694) (H. D. 754) which was passed to be engrossed in concurrence in the Senate April 1st.

Comes from the House, recommended to the Committee on State Lands and Forest Preservation in non-concurrence.

In the Senate, that body voted to recede and concur with the House in the recommitment of the resolve to the Committee on State Lands and Forest Preservation in concurrence.

From the House: Resolve in favor of Edward J. Carroll and Alice Janet Carroll (H. P. 1693) (H. D. 766) which was indefinitely postponed in non-concurrence in the Senate, April 4th.

Comes from the House, that branch voting to insist on its former action whereby the resolve was passed to be engrossed,

and asking for a Committee of Conference, the Speaker having appointed as members of such committee on the part of the House,

Representatives

BELLEAU of Lewiston  
ROUNDS of Portland  
STONE of Biddeford

In the Senate, on motion by Mr. Slocum of Cumberland, that body voted to insist on its former action, whereby the resolve was indefinitely postponed in non-concurrence, and join the House in a Committee of Conference, and the President appointed as members of such committee on the part of the Senate,

Senators

MARTIN of Vanceboro  
CAMPBELL of Washington  
BOULTER of York

From the House: Bill, an act to consolidate the general superintendence, management and control of the State Prison, the Reformatory for Men and Reformatory for Women under one board of trustees, and to provide for the temporary transfer of inmates (H. P. 1675) (H. D. 729) which was passed to be engrossed in non-concurrence in the Senate April 3rd.

Comes from the House, that branch voting to insist on its action of March 27th, whereby the bill was indefinitely postponed, and asking for a Committee of Conference, the Speaker having appointed as members of such committee on the part of the House,

Representatives

PERHAM of West Paris,  
ALDRICH of Topsham,  
BISSETT of Portland.

In the Senate, on motion by Mr. Greenleaf of Androscoggin, that body voted to insist on its former action, whereby the bill was passed to be engrossed in non-concurrence, and join the House in a Committee of Conference, and the President appointed as members of such committee on the part of the Senate,

Senators

WEEKS of Somerset,  
BOND of Lincoln,  
LITTLEFIELD of York.

From the House: Bill, an act to create the Department of Finance

(H. P. 1666) (H. D. 735) which was passed to be engrossed in non-concurrence in the Senate April 3rd.

Comes from the House, that branch voting to adhere to its action of March 28th whereby the bill was indefinitely postponed.

In the Senate, on motion by Mr. Harriman of Kennebec, that body voted to insist on its former action, whereby the bill was passed to be engrossed in non-concurrence, and ask for a Committee of Conference, and the President appointed as members of such committee on the part of the Senate,

Senators

GREENLEAF of Androscoggin,  
WHEELER of Oxford,  
WEATHERBEE of Penobscot.

From the House: Resolve proposing an amendment to Article IX of the Constitution authorizing the issuing of bonds to be used for the purpose of building a bridge across the Penobscot River, to be known as the Waldo-Hancock Bridge (S. P. 730) (S. D. 387) which was passed to be engrossed in the Senate April 1st.

Comes from the House, passed to be engrossed as amended by House Amendment A in non-concurrence.

In the Senate, House Amendment A was read.

Thereupon on motion by Mr. Nickerson of Waldo, the Senate voted to recede and concur with the House in adoption of House Amendment A.

Mr. LITTLEFIELD of York: Perhaps, Mr. President, I am a little thick and this matter is all fixed up but I didn't know anything about it, but what has the Bath and Woolwich bridge got to do with the bonds mentioned in that amendment? Didn't I hear something about the Bath and Woolwich bridge?

The PRESIDENT: Does the Senator from York, Senator Littlefield, desire to have the amendment read?

Mr. LITTLEFIELD: No, Mr. President, but if that was in it I would like to know what it has got to do with this bridge, that is all.

Mr. NICKERSON of Waldo: Mr. President and members of the Senate, in answer to the question of the Senator from York, Senator Littlefield, I would say that after consulting with attorneys it was

found that the drafting of this amendment was faulty and it was necessary to take into consideration the bonds that have been issued previously and that had to be noted in the amendment. And to make it correct the amendment was re-drafted. It has no particular reference to the Carlton Bridge or bonds that were formerly issued except that it was necessary that they be mentioned in this amendment.

Thereupon, the bill as amended by House Amendment A was passed to be engrossed.

From the House: Bill, an act relating to Optometry (S. P. 720) (S. D. 371) which was passed to be engrossed in the Senate March 26th.

Comes from the House, passed to be engrossed a amended by House Amendment A in non-concurrence.

In the Senate, House Amendment A was read, that body voted to recede and concur with the House in the adoption of House Amendment A, and the bill as so amended was passed to be engrossed in concurrence.

From the House: Bill, an act to amend the act defining the term "securities" under the "Blue Sky Law" (S. P. 748) (S. D. 403) which was passed to be engrossed as amended by Senate Amendment A in the Senate April 3rd.

Comes from the House, Senate Amendment A adopted in concurrence, and the bill passed to be engrossed as amended by Senate Amendment A and by House Amendment A in non-concurrence.

In the Senate, House Amendment A was read and on motion by Mr. Slocum of Cumberland the bill and amendments were tabled pending adoption of House Amendment A in concurrence.

From the House. Bill, an act relating to the protection of silver, silver black and black foxes, and providing a penalty (S. P. 694) (S. D. 369) which was passed to be engrossed in the Senate March 25th.

Comes from the House, passed to be engrossed as amended by House Amendment A in non-concurrence.

In the Senate, House Amendment A was read, that body voted to recede and concur with the House in the adoption of House Amendment A, and the bill as so amended was

passed to be engrossed in concurrence.

Papers from the House disposed of in concurrence.

From the House: Report of the majority of the Committee on Judiciary, on bill, "An act to modify the practice on pleas in abatement" (H. P. 1409) (H. D. 471) reporting the same in a new draft, under the same title (H. P. 1688) (H. D. 758) and that it ought to pass.

(Signed) OAKES  
MARTIN  
WILLIAMSON  
LAUGHLIN  
ALDRICH

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

(Signed) WEEKS  
FARRIS  
HOLMAN  
McCART

Comes from the House, majority report accepted and new draft passed to be engrossed.

In the Senate:

Mr. WEEKS of Somerset: Mr. President, I move the acceptance of minority report "ought not to pass".

Mr. OAKES of Cumberland: Mr. President, speaking on the motion for the acceptance of the minority report. The majority report, signed by Mr. Martin and myself as members on the committee from the Senate, calls for the passage of this bill. I hope that the minority report will not be accepted and that the majority report may later be accepted.

Mr. WEEKS: Mr. President, in order to straighten the matter out and that it may be taken up as a purely legal question I will ask that the matter lie upon the table temporarily and I will try to take out what is objected to.

The PRESIDENT: The Senator from Somerset, Senator Weeks, moves that the matter lie upon the table pending acceptance of the minority report. Is this the pleasure of the Senate?

The motion to table prevailed.

From the House: Report of the majority of the Joint Committees on Judiciary and Maine Publicity, on bill "An Act for the regulation and control of outdoor advertising" (H. P. 1211) (H. D. 403) reporting

that the same ought not to pass.

(Signed) SPEAR  
MARTIN  
WEEKS  
McCART  
GAY  
HAMEL  
CLIFFORD  
OAKES  
FARRIS  
HOLMAN  
ALDRICH

The minority of the same Committee, on the same subject matter, reporting the same in a new draft, under the same title (H. P. 1729) (H. D. 802) and that it ought to pass.

(Signed) CARTER  
BOULTER  
STERLING  
LAUGHLIN  
WILLIAMSON  
WING  
McLEAN  
TOWNE  
BOYNTON

Comes from the House, majority report "ought not to pass," accepted.

Mrs. CARTER of Androscoggin: Mr. President, I wish to go on record as signing the minority report but, due to the action of the House and the lateness of the hour and in order to expedite matters, I move that we accept the majority report "ought not to pass" in concurrence.

The motion to accept the majority report prevailed.

From the House: Report of the majority of the Committee on Legal Affairs, on bill "An Act to regulate the manufacture of bedding and upholstery" (H. P. 1219) (H. D. 410) reporting the same in a new draft, under the title of "An Act to regulate the manufacture of bedding" (H. P. 1689) (H. D. 759) and that it ought to pass.

(Signed) DWINAL  
CROSBY  
PEACOCK  
SARGENT  
BELLEAU  
BLAISDELL  
TAYLOR  
JACK

The minority of the same Committee, on the same subject mat-

ter, reporting that the same ought not to pass.

(Signed) MURCHIE  
BURKETT

Comes from the House, majority report accepted and the bill passed to be engrossed, as amended by House Amendment "A".

In the Senate, House Amendment A was read.

Thereupon, on motion by Mr. Dwinall of Knox, the majority report of the committee "ought to pass" was accepted and the bill received its first reading.

On further motion by the same Senator the rules were then suspended and the bill was given its second reading, House Amendment A was adopted in concurrence and the bill as so amended was passed to be engrossed.

#### House Bills in First Reading

An act to exempt certain non-resident motor vehicles from registration while in the State exclusively for display or demonstration purposes; also non-resident passenger busses chartered and used exclusively for private conveyance of non-residents. (H. P. 1736) (H. D. 808)

An Act relating to amusements on Memorial Day. (H. P. 1733) (H. D. 806)

An Act relating to the Board of State Assessors. (H. P. 1732) (H. D. 805)

An Act naming the bridge at Bath. (H. P. 1559) (H. D. 807)

An Act relating to auxiliary state forests. (H. P. 1403) (H. D. 465)

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

An Act to provide equitable and uniform taxation for motor vehicles. (H. P. 1727) (H. D. 787)

The following communication was received:

"State Highway Commission  
State of Maine  
Augusta

April 4, 1929.

To the members of the Eighty-Fourth Legislature:

We hereby transmit to you "Investigation of Concrete on Three Projects known as 102-A, 102-B and 103-A, of the State of Maine Highway System" prepared and submitted by Walter C. Voss, Consulting Engineer and Professor of Massachusetts Institute of Technology.

Respectfully yours,  
State Highway Commission  
(Signed) Clyde H. Smith  
Chairman."

Mr. CARLTON of Sagadahoc: Mr. President, I move that the communication be laid upon the table and that one thousand copies of the report be printed.

Mr. SPEAR of Cumberland: Mr. President, the motion to print is debatable, is it not?

The PRESIDENT: The Chair will state that the motion to lay upon the table is not debatable but the question of printing is debatable.

Mr. SPEAR: Mr. President, I move the previous question.

The PRESIDENT: The Chair will state that a motion for the previous question is not recognized in the Senate. That part of the motion of the Senator from Sagadahoc, Senator Carlton, which refers to the printing is debatable.

Mr. SPEAR: Mr. President, I consulted the Attorney General last night about the report that went to the House and also this report, and any similar reports, and I was advised by him that in as much as this report would be only a partial report and there are other factors, which cannot be disclosed at this time, that would enter into this highway matter, that it would be best, in order to avoid embarrassing the United States Government, not to have any matters printed until the special committee on the highway investigation has reported. I therefore hope that the motion to print will not prevail.

Mr. MURCHIE of Washington: Mr. President, may I ask the Senator from Cumberland Senator Spear, a question through the Chair?

The PRESIDENT: The Senator from Washington, Senator Murchie, wishes to ask a question of the Senator from Cumberland, Senator Spear, through the Chair which the Senator from Cumberland may answer if he desires.

Mr. MURCHIE: Do I understand the position of the Senator from Cumberland (Senator Spear) to be that the members of this Senate or of this Legislature should not have knowledge of the report?

Mr. SPEAR: I will say, Mr. President, in answer to the question of the Senator from Washington (Senator Murchie) that this report is only part of the proposition. There are certain matters contained in the contract that are involved in this highway tangle that cannot be stated at this time and it might prejudice public opinion if the

newspapers stated what I consider to be half the case.

Mr. MURCHIE: Mr. President, I would like to make a parliamentary inquiry of the Chair. The report being filed in the Senate and laid upon the table, would be, as I understand it, available to the Press.

The PRESIDENT: The Chair will state that the Senate may vote to print or not to print as it sees fit.

Mr. MURCHIE: I understand, Mr. President, that the Senate may vote to print or not to print but my question is whether or not the Press will have access to the report.

The PRESIDENT: The Chair will state that in the opinion of the Chair the Senator from Washington, Senator Murchie, is correct and that the Press will have access to the report.

Mr. MURCHIE: Then, Mr. President, that being so I wish to say that I hope the motion of the Senator from Cumberland (Senator Spear) will not prevail. If the newspapers have free access to the report and we are to get a part of it in the public press surely in justice to the members of this Legislature, they should have the privilege of having the whole document printed so that they may read and analyze it. It is one of the major questions before this Legislature.

Mr. SPEAR: Mr. President, the thing that I am trying to avoid, at the suggestion of the Attorney General, is the official recognition of anything relative to this report by the Senate.

Mr. CARLTON: Mr. President, in view of the fact that some of those reports are around and some are getting them it doesn't seem to me that there is anything very private about it and certainly the Senate should have a copy of that report so that they can get at the substance of it without having to get it through the newspapers.

Mr. SLOCUM of Cumberland: Mr. President, I believe that five hundred copies are the usual number that are printed for the use of the Legislature and that when more are needed for general distribution a larger number than five hundred can be printed. I wonder, therefore, if the Senator from Sagadahoc (Senator Carlton) would be willing to change the number to five hundred copies?

Mr. CARLTON: I certainly will

Mr. President. I will amend my motion, to make the printing five hundred.

Mr. HARRIMAN of Kennebec: Mr. President, under these conditions I can see no objections to printing the report. I have a report here which has been in my possession since the day before yesterday and I was permitted to make it public in any way I desired. I think the newspapers have had an opportunity, if they so wished, to print it and it is my opinion that if the report had been somewhat different the Press Herald would have had it printed anyway whether the Legislature approved or not. I can see no objection to printing the report.

Mr. SPEAR: Mr. President, before that is done I want to say that I am acting on the advice of the Attorney General who knows certain things that he cannot disclose at this time and what we are trying to avoid is official recognition by the Senate or House. What gets into the newspapers doesn't interest us at all. I ask for a division when the vote is taken.

Mr. CARLTON: Mr. President, there doesn't seem to be any way of stopping publicity on this matter now and it seems to me that we should have a correct report rather than to be getting our information from the press and perhaps only getting half of it.

The PRESIDENT: The Chair will state that the question before the Senate is on the motion of the Senator from Sagadahoc, Senator Carlton, that the communication and report be laid upon the table and that five hundred copies of the report of the investigation be ordered printed.

Mr. SPEAR: Mr. President, as I am on the special investigating committee I ask to be excused from voting.

Permission to be excused from voting was granted to Mr. Spear of Cumberland.

Mr. MITCHELL of Aroostook: Mr. President, for the same reason I also wish to be excused from voting.

Permission to be excused from voting was granted to Mr. Mitchell of Aroostook.

A division of the Senate was had Sixteen having voted in the affirmative and seven in the negative the motion to table the communication and print five hundred copies of the report prevailed.

#### Bills in First Reading

An act relative to malicious injuries to certain public property. (S. P. 779) (S. D. 416)

An act relative to appeals from trial justices and municipal courts. (S. P. 780) (S. D. 417)

An act abolishing the office of coroner. (S. P. 781) (S. D. 418)

#### Reports of Committees

Mr. Oakes, from the Committee on Revision of Statutes, on bill an act to amend section 60 of chapter 51 of the Revised Statutes and section 89 of the Public Laws of 1923 relative to liquidation of corporations (S. P. 496) (S. D. 203) reported that the same ought not to pass.

The same Senator, from the same Committee, on bill An act relative to votes at stockholders meetings (S. P. 493) (S. D. 200) reported that the same ought not to pass.

Mr. Nickerson, from the Committee on Taxation, on bill An act relating to the assessment and collection of inheritance taxes (S. P. 453) (S. D. 190) reported that the same be referred to the next Legislature.

The reports were severally read and accepted.

Sent down for concurrence.

Mr. Douglas, from the Committee on Inland Fisheries and Game, on Resolve appropriating money to screen the outlet of Syladobsis Lake, commonly called Lower Dobsis Lake in township five, North Division, in the county of Washington (S. P. 611) (S. D. 302) reported the same in a new draft, under the same title (S. P. 782) and that it ought to pass.

Mr Dwinal, from the Committee on Legal Affairs, on bill An act to permit cities and towns to lay out bridle paths and bridle trails (S. P. 311) (S. D. 114) reported the same in a new draft, under the same title (S. P. 783) and that it ought to pass.

Mr. Murchie, from the same Committee, on bill An act to regulate expenditures in connection with

matters of legislation submitted to the people under the provisions of Article XXXI of the Constitution providing for the initiative and referendum (S. P. 595) (S. D. 262) reported the same in a new draft, under the same title (S. P. 784) and that it ought to pass.

(On motion by Mr. Dwinal of Knox, the bill and report were tabled pending acceptance of the report, and five hundred copies of the new draft ordered printed.)

Mr. Oakes, from the Committee on Revision of Statutes, on bill An act to amend section 9 of chapter 51 of the Revised Statutes as amended, and section 115 of said chapter 51 as amended by chapter 144 of the Public Laws of 1917 as amended relative to certificates of incorporation (S. P. 498) (S. D. 205) reported the same in a new draft, under the same title (S. P. 785) and that it ought to pass.

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

Mrs. Carter, from the Committee on Taxation, on Resolve to provide a Committee to investigate and recommend regarding sales tax (S. P. 638) (S. D. 293) reported the same in a new draft, under the same title (S. P. 786) and that it ought to pass.

(On motion by Mr. Dunbar of Hancock, the resolve and report were tabled pending acceptance of the report and specially assigned for Tuesday next.)

#### Passed to be Engrossed

An act relative to guardians and conservators. (H. P. 1285) (H. D. 442)

An act for the better protection of lobsters and crabs in the Georges River. (H. P. 1670) (H. D. 736)

An act to grant a new charter to the city of Portland. (H. P. 1723) (H. D. 785)

Resolve providing for erection of a statue at Gettysburg in memory of Major General Oliver Otis Howard. (H. P. 1731) (H. D. 803)

An act authorizing the Trustees of the Charity Fund of Hiram Lodge to file its certificate of incorporation in the office of the Secretary of State (S. P. 310) (S. D. 413)

Resolve in favor of several acad-



emies, institutes and seminaries (S. P. 774) (S. D. 414)

Mrs. PINKHAM of Aroostook: Mr. President, I wish to offer Senate Amendment A and in explanation I will say that I intend to table the resolve after the amendment is adopted, if it is adopted. As the Senators know, this is a blanket resolve carrying the allotments which the Committee on Education made to the different academies from the adjustment fund provided by the "Academy Aid Bill" so-called. We have discovered an error in making the allotment for Washington Academy. We were informed that they were entitled to a stipend of \$750. That is wrong. It is only \$500. We therefore voted to allot them \$250 from the adjustment fund, which takes care of that. This does not increase the total appropriation but merely transfers from one column to another.

The Secretary read Senate Amendment A: "Senate Amendment A to Senate Document 414. Amend by striking out in line three the words 'four hundred and fifty dollars' and inserting in place thereof the words 'seven hundred dollars' and inserting between the words 'Saint Joseph's Academy' and the words 'Westbrook Seminary,' the words 'Washington Academy \$250'."

Thereupon, Senate Amendment A was adopted.

On motion by Mrs. Pinkham of Aroostook the resolve as amended by Senate Amendment A was then laid upon the table pending passage to be engrossed.

An act to amend section 6 of chapter 1 of the Revised Statutes, relating to rules of construction (S. P. 775) (S. D. 415)

#### Passed to be Enacted

An act relating to the removal of snow from highways and town ways. (H. P. 1223) (H. D. 408)

(On motion by Mr. Wheeler of Oxford, tabled pending passage to be enacted.)

An act relating to equal school privileges for all pupils (H. P. 1383) (H. D. 463)

An act defining the crime of burglary with explosives and providing the punishment therefor. (H. P. 1433) (H. D. 494)

An act to authorize the City of Lewiston to issue its bonds to the

amount of fifty-one thousand dollars to refund its bonds now outstanding and maturing in the year one thousand nine hundred and thirty. (H. P. 1474) (H. D. 516)

An act relative to attachment of property mortgaged or pledged. (H. P. 1488) (H. D. 523)

An act relative to interest and mortgages on loans on personal property. (H. P. 1489) (H. D. 524)

An act making it unlawful to deposit sawdust in the limits of the highway. (H. P. 1683) (H. D. 745)

An act relating to the salary of the County Commissioners in Oxford County. (H. P. 1685) (H. D. 747)

An act relating to the salary and clerk hire of the Register of Probate in Aroostook County. (H. P. 1686) (H. D. 748)

An act relating to the Western Washington Municipal Court. (H. P. 1687) (H. D. 749)

An act relating to the regular sessions of County Commissioners of Hancock County. (H. P. 1691) (H. D. 751)

An act relating to the time and place of holding the Commissioners' Court in York County. (H. P. 1692) (H. D. 752)

An act relating to the appointment of public administrators. (H. P. 1707) (H. D. 770)

Resolve, to pay certain deficiencies. (H. P. 1695) (H. D. 755)

#### Orders of the Day

Mr. NOYES of Kennebec: Mr. President, I wish to ask the indulgence of the Senate for just a moment on a personal matter.

The PRESIDENT: The Senator from Kennebec, Senator Noyes, rises to a question of personal privilege. The Senator may state the question.

Mr. NOYES: Mr. President, it is but seldom that we have the opportunity of making a presentation of flowers while the person is here and it is my pleasure and privilege to extend to Senator Carlton and to Senator Page the good fellowship and good will of the Senators of Maine.

(At this point Senator Carlton of Sagadahoc and Senator Page of Somerset were each presented with a basket of flowers.)

Mr. NOYES: Mr. President, the number of flowers in the baskets

has no significance. We know that the Senators are over seven.

Mr. PAGE of Somerset: Mr. President, I rise to a question of personal privilege.

The PRESIDENT: The Senator may state the question.

Mr. PAGE: This is certainly a surprise to me, Mr. President. Senator Carlton and myself were discussing our birthdays last night and apparently someone must have overheard us. Senator Carlton and myself today celebrate our one hundredth and seventeenth birthday—together. I surely appreciate the basket of flowers. (Applause)

Mr. CARLTON of Sagadahoc: Mr. President and members of the Senate, I certainly appreciate this and one thing that I am particularly pleased about is that you did not put the number in, which might indicate that I am really older than I am. I thank you. (Applause.)

Mr. NOYES: Mr. President, I will also state that on account of the bashfulness of the recipient of another bouquet of flowers she is not present here to receive your congratulations. I refer to the clerk in the office of the Secretary of the Senate, Mrs. Wing. Her birthday was yesterday but we learned of it and we are pleased to extend to her our congratulations. (Applause)

The PRESIDENT: The Chair will at this time, on behalf of the Senate congratulate the Senator from Somerset, Senator Page, and the Senator from Sagadahoc, Senator Carlton, wishing them all happiness and success and many, many more pleasant birthdays. (Applause)

Under Orders of the Day, tabled and assigned for today, the President laid before the Senate, an act relating to salaries of public officers and the compensation of members of the government, (S. D. 381), tabled on April 4th by Mr. Murchie of Washington, pending passage to be enacted; and on motion by that Senator, the rules were suspended and the Senate reconsidered its action whereby this bill was passed to be engrossed.

Thereupon the same Senator offered Senate Amendment A and moved its adoption:

Senate Amendment "A" to Senate Document 381.

"Amend Senate Document 381 by striking out the last nine lines of the printed document and substi-

tuting in place thereof the following:

"The annual salary of each member of the Public Utilities Commission shall be Six Thousand Dollars provided however, that prior to June thirtieth, 1930, the chairman shall be paid at the rate of Five Thousand Dollars per annum and each other member at the rate of Four Thousand Five Hundred Dollars per annum. The salary of subordinate officials and employees of said commission shall be left to the discretion of the public utilities commission, subject to approval of the governor and council; the commissioners and all employees shall receive actual expenses when traveling on official business."

Senate Amendment A was adopted, and the bill as so amended was passed to be engrossed.

The President laid before the Senate, an act to insure the quality of sardines packed in Maine, (H. D. 664), tabled on April 4th by Mr. Minott of Cumberland, pending passage to be engrossed as amended by Senate Amendment A in non-concurrence, and today assigned.

Mr. MINOTT of Cumberland: Mr. President, I yield to the Senator from Washington, Senator Murchie.

Mr. MURCHIE of Washington: Mr. President, I ask unanimous consent to withdraw Senate Amendment A. I think that Senate Amendment A has not been adopted.

The PRESIDENT: The Chair will state that it is the opinion of the Chair that it has been. The pending question is passage to be engrossed as amended by Senate Amendment A.

Thereupon, on motion by Mr. Murchie of Washington, the Senate reconsidered its action whereby Senate Amendment A was adopted.

Permission was then granted that Senator to withdraw Senate Amendment A.

Mr. MURCHIE: Mr. President, I now offer Senate Amendment B and move its adoption.

"Senate Amendment B to House Document 664. Amend the seventh section of House Document 664 by adding at the end thereof the following words: 'or such other adequate device as will hermetically seal the container'."

Mr. MINOTT: Mr. President,

may I ask through the Chair of the Senator from Washington, Senator Murchie, if this will satisfy the point under discussion as regards Mr. Lang?

The PRESIDENT: The Senator from Cumberland, Senator Minott wishes to ask a question of the Senator from Washington, Senator Murchie; and the Senator from Washington may reply if he desires.

Mr. MURCHIE: I would have to refer that question to Mr. Lang. I will say, however, that this leaves the Act as it was reported by the committee, with the addition that anything that hermetically seals the container will be acceptable. Personally, I do not know what Mr. Lang feels or what the position of any other person would be, but I do know that the Pure Food department feels that this would be a satisfactory section.

The PRESIDENT: The question before the Senate is on the adoption of Senate Amendment B. Is it the pleasure of the Senate that Senate Amendment B be adopted?

Senate Amendment B was adopted; and the bill as so amended was passed to be engrossed, in non-concurrence.

The President laid before the Senate, Resolve in favor of Tancerede Morin, (H. D. 767), tabled on April 4th by Mr. Spear of Cumberland, pending passage to be engrossed, and today assigned.

Mr. SPEAR of Cumberland: Mr. President, I yield to the Senator from Penobscot, Senator Weatherbee.

Mr. WEATHERBEE of Penobscot: Mr. President, I wish to offer Senate amendment A and I move its adoption.

"Senate Amendment A to House Document 767. House Document No. 767 is hereby amended by adding at the end thereof: 'said Morin being a pauper having no known residence in this State.'"

Mr. WEATHERBEE: Mr. President, this amendment is offered because it is in accord with the facts of the case and especially that no precedent may be established that would annoy if it went to the Legislature and the gubernatorial department, and I trust it may be adopted and the resolve passed to be engrossed.

Thereupon, Senate Amendment A

was adopted, and the resolve as so amended was passed to be engrossed, in non-concurrence.

Mr. CARLTON of Sagadahoc: Mr. President, I rise to a question of personal privilege.

The PRESIDENT: The Senator may state the question.

Mr. CARLTON: Mr. President, My colleague (Senator Page) and I wish to invite the Senate and the officials to dinner at the Augusta House at half past twelve. (Applause)

The President laid before the Senate, an act relating to State Aid to Academies, (S. D. 405) tabled on April 4th by Mr. Spear of Cumberland, pending passage to be engrossed, and today assigned.

Mr. SPEAR of Cumberland: Mr. President, as there are some things relating to this academy bill that need to be settled between the Commissioner of Education and the Committee on Education, I would move that this bill be retabled.

The motion to retable prevailed.

The President laid before the Senate, an act to establish a Park Commission in South Portland, (H. D. 96) tabled on April 4th by Mr. Dwinal of Knox, pending consideration.

Mr. DWINAL of Knox: Mr. President, this is the same matter that was before the Legal Affairs Committee and which we reported "ought not to pass" as being unnecessary legislation. It is a matter that has to do with the city of South Portland, and I yield to the Senator from Cumberland, Senator Minott.

Mr. MINOTT of Cumberland: Mr. President and members of the Senate; being a resident of South Portland and having been connected with the city government in the recent past, it is no more than right that I should present to the members of this body a few facts regarding this. I do not intend to make any speech on this proposition. I am quite in accord with what Senator Dwinal says that this is a piece of unnecessary legislation, the reason being that the city government is permitted, under its present charter, to appropriate all money that it sees fit, for a park commission. It has not, in the past, seen fit to do so for the reason that

it, in line with many other towns has felt the burden of financial problems. I might say that a few years ago in order to have some relief from their financial burden, they had put through the Legislature an act to create a sewer district allowing a borrowing capacity of about \$600,000. They are already beyond their five per cent. to a slight degree, and at the present time there is no general expression of public sentiment favoring a proposition of this kind.

To my knowledge, there are about twenty-five or thirty people out of the fifteen thousand people in South Portland who are for this Park Commission. I might also say that this act, of course, does provide for a referendum to the people. Last Sunday's Telegram came out with a statement from some of the members of the city government in opposition to this. I think they were quite justified, as expressed by the number of calls I received upon the same proposition to appear in opposition to this, or to give a voice in opposition to this. In talking with the mayor of South Portland, he advised me that if a general expression of public opinion endorsing a Park Commission were submitted to him that they would certainly give the people of the city a fair opportunity to express themselves, and in view of that fact, that they are not denied that opportunity under the present scheme of things. I move an indefinite postponement of this bill.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Cumberland, Senator Minott, that the bill be indefinitely postponed.

The motion to indefinitely postpone prevailed.

Mr. WEEKS of Somerset: Mr. President, in order that the matter may be entirely closed and we won't be bothered with it again, I move to reconsider the vote whereby this matter was indefinitely postponed, and I hope that my motion will not prevail.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Somerset, Senator Weeks, that the Senate reconsider its action whereby this bill, House Document 96, was indefinitely postponed.

A viva voce vote being had

The motion to reconsider was lost.

The President laid before the Senate, House Report from the Committee on Agriculture, "ought to pass in new draft," on resolve in favor of poultry husbandry, (H. D. 342), tabled on April 4th by Mr. Spear of Cumberland, pending acceptance of report.

Mr. SPEAR of Cumberland: Mr. President, I want to offer an amendment; therefore I would move that this bill take its next step.

Thereupon, the report of the Committee, "ought to pass in new draft" was accepted, and the resolve received its first reading.

On motion by Mr. Spear of Cumberland, the rules were then suspended and the resolve was given its second reading.

Mr. Spear then offered Senate Amendment A and moved its adoption:

"Senate Amendment A to House Document 342. Amend said resolve by adding to the end thereof the following, 'funds to come from surplus revenue construction fund'."

On motion by Mr. Harriman of Kennebec, the resolve and amendment were tabled, pending adoption of Senate Amendment A in non-concurrence.

The President laid before the Senate, an act to regulate the sale of soft drinks, (S. D. 189), tabled on April 4th by Mr. Page of Somerset, pending adoption of Senate Amendment A.

Mr. PAGE of Somerset: Mr. President, I move the indefinite postponement of Senate Amendment A. I have no particular interest in the bill, but it strikes me that the amendment would perform a major operation. It would cut out of the whole bill what I think should be there,—that part which provides for clean utensils and sterilizing of the bottles.

Mr. OAKES of Cumberland: Mr. President, I understood the statement the other day to be that without Senate Amendment A, the bill would be unworkable, but I am not familiar with the details of the situation and I do not believe I could vote intelligently with my present information. I wish somebody who is familiar with the situation would

state the point involved. I think it would be helpful to me,—I do not know about other members of the Senate.

Mr. WHEELER of Oxford: Mr. President, Senate Amendment A, introduced by Senator Harriman, was to abolish the second section of the bill. In taking the matter up with the Agricultural Department the department informed me that they were not in a position to enforce this particular section, but they would be in favor of keeping Section 2 of the bill as it had a tendency, with reference to the bottles and the people who return the bottles, to give much better sanitary conditions than if they took that section out. Therefore, I hope the motion of Senator Page will prevail.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Somerset, Senator Page, that Senate Amendment A be indefinitely postponed.

The motion to indefinitely postpone Senate Amendment A prevailed.

Thereupon, the bill was passed to be engrossed.

Mr. CARLTON of Sagadahoc: Mr. President, I rise to a question of personal privilege.

The PRESIDENT: The Senator may state the question.

Mr. CARLTON: Mr. President, my colleague (Senator Page) didn't feel that I made my invitation plain. I wanted my invitation to be understood that it included all the machinery of the Senate.

Mr. OAKES of Cumberland: Mr. President, it occurred to me, after Senator Carlton sat down the other time, that it would be proper to accept the invitation of Senator Carlton and Senator Page with thanks and I so move.

The motion prevailed.

The President laid before the Senate, an act to create a Board of Hairdressers and Cosmetologists, (H. D. 740), tabled on April 4th by Mr. Weeks of Somerset, pending passage to be engrossed in non-concurrence.

Mr. WEEKS of Somerset: Mr. President, I yield to the Senator from Cumberland, Senator Oakes.

Mr. OAKES of Cumberland: Mr. President, I offer Senate Amendment A, and move its adoption:

"Senate Amendment A to House Paper 1679, House Document 740, an act to regulate the occupation of hairdressers and cosmetologists, to register and license persons engaged in such occupations and to create a Board of Hairdressers and Cosmetologists. Strike out the word 'or' in line six of Section 21. Strike out in line six, Section 21 the words, 'nor services by persons licensed by the board of barber examiners of this state to practice barbering,' and substitute therefor the words, 'or barbering.'"

Senate Amendment A was adopted in non-concurrence.

Mr. WEEKS: Mr. President, I now yield to the Senator from Washington, Senator Murchie.

Mr. MURCHIE of Washington: Mr. President, this comes as a great surprise and I suppose the only explanation is that after the Senate is on record as a majority, everyone hesitates to speak against the bill, but that doesn't apply to me. I am much interested in the amendment which has just been adopted for a reason that I will state in just a moment. I was not only interested but amused when this matter was voted on before to find that ten members who have been most loyally supporting the barbers voted upon this bill in its existing form to put all the barbers out of business. I am equally interested to see that the proponents have offered an amendment to nullify, because the bill reads, "Nothing in this act shall prohibit service by persons authorized to practice medicine, surgery, dentistry, chiropody," and some other words, "or barbering."

As I understand it, anyone in the world who is practicing barbering in the state is included in this. The fact that they don't run a barber shop will not interfere. It is not the fact that they are not barbers—but anyone authorized to practice barbering. I thought when this matter was discussed in the Senate before, that it was treated rather lightly. I thought it was and I still think that it is a serious matter. We are asked to pass an act to create a board of examiners for cosmetologists. They are incidentally, in Section 19, to pass an act to absolutely nullify the public health law as to cosmetologists' shops. I take it there can be no

doubt that when we pass a law providing for a board of examiners, that with the approval of the State Board of Health shall prescribe sanitary rules; that this is the only board that will provide sanitary rules for its shops, and the Board of Health can't do it. Should this pass, the Board of Health could not do it and the rules would be made by two cosmetologists who might know very little about public health. I move that the bill be indefinitely postponed,—knowing that it will not be.

Mr. OAKES: Mr. President, I did not prepare the amendment regarding the barbers, not that I would pass the buck, but I think the point is well taken and the amendment should be corrected verbally. I move that it be laid upon the table that I may have the opportunity to make that correction which I think I can do in a moment.

The PRESIDENT: The Senator from Cumberland, Senator Oakes, moves that the bill be laid upon the table pending motion to indefinitely postpone as amended by Senate Amendment A, in non-concurrence.

The motion to retable prevailed.

The President laid before the Senate, House report from the Committee on Judiciary, Majority Report, "Ought to Pass," Minority Report, "Ought not to Pass," on An act relating to voting by persons physically incapacitated, (H. D. 411) tabled on April 3rd by Mr. Weeks of Somerset, pending acceptance of either report.

Mr. WEEKS of Somerset: Mr. President, the proponents of this bill have practically come to an understanding as to what should be done with it, but there are one or two others we would like to consult so as to be sure about it, and I would ask it be tabled and assigned for Monday, when it can be undoubtedly taken care of in a very few moments. I therefore move that the bill and accompanying reports be retabled.

The motion to retable prevailed.

The President laid before the Senate, Resolve in favor of H. H. Havey and estate of Bradbury Smith in reimbursement for loss on State Highway contract, (H. D. 769), tabled on April 3rd by Mr.

Douglas of Hancock, pending motion to indefinitely postpone in non-concurrence.

Mr. DOUGLAS of Hancock: Mr. President and members of the Senate: Perhaps I am in many ways the best fitted man in the Senate today to take up this proposition, not from an oratorical standpoint but from the standpoint of one who knows the entire situation. I am going a little further into this matter than I ordinarily would, so that those who are here who have not listened to this story in the past two previous sessions where it has had a unanimous report from the committee, where it has passed the House and Senate twice, and twice been vetoed, and in order to reach the point that I perhaps would like to reach, I would like to tell some of the intimate parts of the story.

I will take you back to the little town of Sullivan where there were three young men brought up, and one of them was more successful in life, perhaps, than the others, succeeded in graduating from an engineering school, became quite a prominent engineer, and was our State Highway engineer.

To his two schoolmates back home—and by the way, the deceased member of this claim, the estate of Bradbury Smith, Brad and I were schoolmates,—and they looked upon this man who had succeeded to such a position in life, as an authority. They believed he was pretty near "it," and his word had always been taken as good.

One member of that partnership had taken road contracts at home, state aid roads and town roads and had succeeded in building good roads and they were told, "Why don't you take a contract to the State and build a piece of State road?" They entered into something which they were not fully acquainted with, and they bid on a piece of state highway. Circumstances, as some of you know, were such that as soon as they got started on the road which was, by the way, then being done by horses, the price of everything that they were using at the camp and for the horses doubled, and when they saw that they were not going to be able to carry out the contract, they were told by the man whom they believed would do it, to go ahead and he

would put a man there who could bring them out of the hole and they would make money. They kept at it. They finished their contract at a cost of \$47,000 and they received from the State, \$29,000.

The bill came up as a claim and it was cut down by that Legislature, the next Legislature, and unanimously reported out, as I said before. The next time it came up it was scaled still lower and it was passed by the House and by the Senate. And at this session it came up again and it was further scaled by the Committee on Claims, and the circumstances today are these, that the Brad Smith estate are still on notes in a bank, due to that same construction work, for \$7,500. This bill gives them \$6,000. The estate is liable to half of that balance and Mr. Havey to the other. In no way did they get anywhere near fully compensated for their contract.

I claim that there is no legal right. There is no legal right that they should get their pay, but I do claim this, that when one of the high officials of the State of Maine, in the Department of the Highway, says to them, "We will see you out of this hole. We will put a man there who can bring you out of it," and they look upon him, their schoolmate, childhood friend, neighbor and lifelong friend, believing he could do it, and they accepted the inevitable and finished their contract, and I claim, gentlemen, this is a fair and just claim and that we should not go home from this Legislature, leaving that estate any more than \$1500 in debt. I believe that it is a right, fair, moral, just and equitable thing to do, and I hope that the motion to indefinitely postpone will not prevail.

The PRESIDENT: The question is on the motion of the Senator from Cumberland, Senator Spear, that the resolve be indefinitely postponed in non-concurrence.

A viva voce vote being had

The motion to indefinitely postpone was lost.

Thereupon, the resolve was given its second reading and passed to be engrossed in concurrence.

The President laid before the Senate, An act to create a Commissioner of Highways, (S. D. 363), tabled on April 3rd by Mr. Minott of

Cumberland, pending consideration; and on motion by that Senator, the bill was retabled.

The President laid before the Senate, Senate Report from the Joint Committee of Public Utilities, Judiciary and Interior Waters, Majority Report, "Ought not to Pass," Minority Report, "Ought to Pass," on act to repeal the Fernald Law, so-called, (S. D. 77), tabled on April 3rd by Mr. Oakes of Cumberland pending acceptance of either report; and on motion by that Senator, the bill and accompanying reports were retabled.

The President laid before the Senate, Senate Report from the Joint Committee on Public Utilities Judiciary and Interior Waters, Majority Report "Ought not to pass," Minority Report "Ought to pass," on an act to investigate and negotiate a compact regarding water power and electricity in New England, (S. D. 118), tabled on April 3rd by Mr. Oakes of Cumberland, pending acceptance of either report; and on motion by that Senator, the bill and accompanying reports were retabled.

The President laid before the Senate, an act to make valid the copies of records of instruments affecting or conveying title to real estate in the County of Knox and recorded in other counties, (H. D. 287), tabled on April 3rd by Mr. Dwinal of Knox, pending passage to be enacted in concurrence.

Mr. DWINAL of Knox: Mr. President, if I may ask the indulgence of the Senate to table this bill once more, I think I can dispose of it Monday. I move that the bill be retabled.

The motion to retable prevailed.

The President laid before the Senate, Resolve relating to the removal of Highway Commissioners, (S. D. 333), tabled on April 3rd by Mr. Spear of Cumberland, pending consideration; and on motion by that Senator, the bill was retabled.

The President laid before the Senate, Senate report from the Committee on Ways and Bridges, Majority Report "ought to pass in a New Draft," Minority Report, "ought not to pass," on resolve providing for an additional issue of

highway and bridge bonds, (S. D. 76), tabled on April 3rd by Mr. Dwinall of Knox pending acceptance of majority report; and on motion by that Senator, the bill was retabled.

The President laid before the Senate, resolve in favor of Emmer-son J. Hills and Alice S. Hills, (S. D. 361), tabled on April 3rd by Mr. Spear of Cumberland, pending final passage; and on motion by that Senator, the resolve was retabled.

The President laid before the Senate, resolve in favor of D. B. Cornish, (S. D. 141), tabled on April 3rd by Mr. Spear of Cumberland, pending final passage; and on motion by that Senator, the resolve was retabled.

The President laid before the Senate, House Report from the Committee on Legal Affairs, "ought not to pass," on an act relating to the registration of motor vehicles, (H. D. 280), tabled on April 3rd by Mr. Dwinall of Knox, pending acceptance of the report in concurrence; and on motion by that Senator, the bill and report were retabled.

The President laid before the Senate, an act relating to motor vehicles on highways, (S. D. 399), tabled on April 3rd by Mr. Littlefield of York, pending second reading.

Mr. LITTLEFIELD of York: Mr. President, I would say that Senator Oakes and myself worked on this bill last night until quarter past twelve, and we went through it all but ten pages, and we are in hopes to go through the rest of it between now and next Tuesday and so I move to table this and have it especially assigned for next Tuesday.

The motion to retable and assign prevailed.

The President laid before the Senate, Senate Report from the Committee on Salaries and Fees, "ought not to pass," on an act relative to the salary of State Highway Commission, (S. D. 264), tabled on April 3rd by Mr. Carlton of Sagadahoc, pending acceptance of the report.

Mr. CARLTON of Sagadahoc: Mr. President, I think I might as well set this ahead to next Wednesday. I want to keep it on the

table until the Highway matter is settled up. I move the bill and report be retabled and assigned for next Wednesday.

The motion to retable and assign prevailed.

On motion by Mr. Oakes of Cumberland, the Senate voted to take from the table, an act to create a board of hairdressers and cosmetologists, (H. D. 740), tabled earlier in today's session, pending indefinite postponement, as amended by Senate Amendment A, in non-concurrence; and on further motion by that Senator, the Senate voted to reconsider its former action where-by Senate Amendment A was adopted in non-concurrence.

Permission was then granted the same Senator to withdraw Senate Amendment A.

Mr. OAKES of Cumberland: Mr. President, I now offer Senate Amendment B and move its adoption:

"Senate Amendment B to House Document 740. Strike out in lines six, seven and eight of Section 21, the words, 'nor services of persons licensed by the Board of Barber Examiners of this State to practice barbering' and inserting in place thereof the words 'nor prohibit the services of barbers.'"

Mr. SLOCUM of Cumberland: Mr. President, may I inquire if Senate Amendment A has been withdrawn?

The PRESIDENT: The Chair will state that it has. The question before the Senate is on the adoption of Senate Amendment B.

Senate Amendment B was adopted in non-concurrence.

Mr. OAKES: Mr. President, I now move that the bill as amended, be passed to be engrossed.

The PRESIDENT: The Chair will state that the question before the Senate is on the motion of the Senator from Washington, Senator Murchie, that the bill be indefinitely postponed.

Mr. MURCHIE of Washington: Mr. President, may I ask the Senator from Cumberland (Senator Oakes) a question through the Chair?

The PRESIDENT: The Senator from Washington, Senator Murchie, wishes to ask a question of the Senator from Cumberland, Senator Oakes, through the Chair. The



Senator from Cumberland may answer if he desires.

Mr. MURCHIE: May I ask whether this amendment fully grants to barbers the right to massage, cleanse, stimulate, manipulate, exercise the scalp, face, neck, arms, or upper part of the body, manicure the nails, remove superfluous hair, warts and moles—and do all those things that the act prohibits?

Mr. OAKES: I would not say that we specifically advocated it, but I do not say that it in any way interrupts it.

Mr. MURCHIE: Do I understand as long as one claims to be a barber, one may do anything he desires regardless of the bill?

Mr. OAKES: If one is a barber, one is not prohibited from similar privileges as are granted to licensed hairdressers.

Mr. MURCHIE: If one puts a sign over one's door, is not one a barber, under the Maine law?

Mr. OAKES: I would say that doubtless that is true, but I doubt if they would get as much business as a hairdresser would.

Mr. SLOCUM of Cumberland: Mr. President, I would like to challenge one statement made by the Senator from Washington, Senator Murchie, that the passage of this bill would prohibit the health commissioner from prescribing sanitary regulations or the Department of Health prescribing sanitary regulations for Section 19 specifically states, "The board shall, with the approval of the State board of health, prescribe such sanitary rules as it may deem necessary." The State Board of Health is mentioned as the ruling body of the sanitary regulations of the hairdressers.

Mr. MURCHIE: Mr. President, I feel that we have already taken more time than this matter deserves, but I want to repeat what Senator Leland just said to me, that they ought to put an exception in to take care of bootleggers. I want to reply to the statement of the Senator from Cumberland, Senator Slocum. Section 19 provides that the board shall, with the approval of the state board of health, prescribe such sanitary rules as it may deem necessary. The Senator's interpretation of this may be correct, but it is my opinion that the State Board will have the veto on

such measures as cosmetologists put into effect, but the initiations must come from the state cosmetologists and will apply only so far as the State Board of Health approves.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Washington, Senator Murchie, that the bill as amended by Senate Amendment B be indefinitely postponed.

A division of the Senate was had. Thirteen having voted in the affirmative and seventeen in the negative, the motion to indefinitely postpone was lost.

Thereupon, on motion by Mr. Oakes of Cumberland, the bill as amended by Senate Amendment B was passed to be engrossed, in non-concurrence.

The PRESIDENT: Pending arrival of additional papers from the House, the Senate will recess until the sound of the gavel.

#### After Recess

The Senate was called to order by the President.

The President laid before the Senate, resolve providing for the purchase of "Music and Musicians of Maine" (S. P. 691) (S. D. 367) which was recalled from the Governor by joint order passed in both branches on April 4th.

Mr. SLOCUM of Cumberland: Mr. President, I move to reconsider our vote whereby this resolve was finally passed.

Mr. OAKES of Cumberland: Mr. President, I wish that the gentleman would state his reason for the reconsideration.

Mr. SLOCUM: Mr. President, this is a resolve providing for the purchase of "Music and Musicians of Maine". (Senator Slocum read the resolve.) I am a member of the Library Committee. This resolve was heard before that committee. At that time it was not brought to our attention that two years ago the Legislature passed a resolve in practically the same words appropriating \$1500 for this same purpose. The copies were purchased by the State, have been distributed according to the provisions of that measure which are similar to the provisions of this measure, and this

would seem to be unnecessary legislation.

Mr. HARRIMAN of Kennebec: Mr. President, I don't know whether the Senate wants to take time now to discuss this matter or not. I presented this bill and the Senator from Cumberland, Senator Slocum has not told the whole story, presumably because he doesn't know it. Now, I will lay this on the table until the first of the week or discuss it now, at the pleasure of the Senate. In fact, I will now move that it be laid upon the table and assigned for next Monday.

The PRESIDENT: The Senator from Kennebec, Senator Harriman, moves that the matter be laid upon the table and especially assigned for next Monday, the pending question being the motion of the Senator from Cumberland, Senator Slocum, that the rules be suspended and that the Senate reconsider its former action whereby this bill was finally passed. Is this the pleasure of the Senate?

The motion to table and assign prevailed.

The following resolves were received, out of order, and on recommendation by the committee on reference of bills were referred to the following committee:

#### Appropriations and Financial Affairs

By Mr. Oakes of Cumberland: Resolve in favor of the clerk of Committee on Judiciary. (S. P. 787)

By the same Senator: Resolve in favor of the Messenger of the Committee on Judiciary. (S. P. 783)

By the same Senator: Resolve in favor of the stenographer of the Committee on Judiciary. (S. P. 789)

Sent down for concurrence.

#### Report of Committee (Out of Order)

Mr. Weatherbee, from the Committee on Public Utilities, on bill an act relating to the Portland Water District (S. P. 321) (S. D. 116) reported that the same ought not to pass.

The report was read and accepted.

Sent down for concurrence.

From the House: out of order, the following order:

Ordered, the Senate concurring, that the Governor be requested to

return to the House House Paper 776, resolve in favor of Lloyd W. Hickey, to reimburse him for injury and expense incurred while in the employ of the State of Maine.

Comes from the House, read and passed.

In the Senate, on motion by Mr. Weatherbee of Penobscot, tabled pending passage in concurrence.

From the House, out of order: Bill, an act to provide for the exportation of surplus power (S. P. 81) (S. D. 44) which was passed to be engrossed in the Senate, April 1st.

Comes from the House, passed to be engrossed as amended by House Amendments A and B in non-concurrence.

In the Senate, House Amendment A was read.

Thereupon, the Senate voted to recede and concur with the House in the adoption of House Amendment A.

House Amendment B was read.

Thereupon, the Senate voted to concur with the House in the adoption of House Amendment B.

Mr. WEATHERBEE of Penobscot: Mr. President, in view of the fact that this is a lengthy bill and will take considerable time for its engrossment and we do not wish this Legislature held here for that purpose I trust that we may now vote to pass this to be engrossed and that it may not be laid upon the table.

Thereupon, the bill as amended by House Amendment A and House Amendment B was passed to be engrossed in concurrence.

From the House, out of order: Bill, An act relating to declarations upon a contract in writing. (H. P. 1680) (H. D. 732)

(In Senate, April 3, minority report "ought not to pass" accepted in non-concurrence.)

Comes from the House, that branch having voted to insist on its action of March 26th whereby the bill was passed to be engrossed, and asking for a Committee of Conference, the Speaker having appointed as members of such Committee, on the part of the House, Representatives

WILLIAMSON of Augusta  
LAUGHLIN of Portland  
ALDRICH of Topsham

In the Senate, on motion by Mr. Weeks of Somerset, that body voted to insist on its former action and join the House in a Committee of Conference, and the President appointed as members of such committee on the part of the Senate, Senators

WEEKS of Somerset  
OAKES of Cumberland  
MURCHIE of Washington

From the House, out of order: Bill "An act to provide for building a bridge across the Penobscot River, at or near Bucksport" (S. P. 541) (S. D. 364) which was passed to be engrossed as amended by Senate Amendment A in the Senate March 21st.

Comes from the House, Senate Amendment "A" adopted in concurrence, House Amendment "A" adopted, and the bill passed to be engrossed as amended by Senate Amendment "A" and by House Amendment "A" in non-concurrence.

In the Senate, House Amendment A was read.

Thereupon, the Senate, voted to recede and concur with the House in the adoption of House Amendment A, and the bill as amended by Senate Amendment A and House Amendment A was passed to be engrossed in concurrence.

#### House Bills in First Reading

(Out of Order)

An act to require the investment of permanent securities of school funds and other trust funds held by city, town, quasi-municipal corporations and state officers (H. P. 1740) (H. D. 811)

(The rules were suspended and the bill received its second reading and was passed to be engrossed)

An act relative to lien on vehicles (H. P. 1741) (H. D. 814)

(The rules were suspended and the bill received its second reading and was passed to be engrossed)

Additional paper from the House out of order, disposed of in concurrence.

From the House, out of order: Report "A" of the Committee on Legal Affairs, on bill an act relating to prohibiting business and recreation on Sunday (H. P. 1156)

(H. D. 370) reporting the same in a new draft, under the same title, and that it ought to pass.

(Signed) CROSBY  
BURKETT  
MURCHIE  
BLAISDELL  
BELLEAU

Report "B" of the same Committee, on the same subject matter, reporting that the same ought not to pass.

(Signed) DWINAL  
JACK  
SARGENT  
TAYLOR  
PEACOCK

Comes from the House, majority report accepted, and the new draft passed to be engrossed, as amended by House Amendment "A".

In the Senate, House Amendment A was read.

Thereupon on motion by Mr. Crosby of Penobscot, the majority report of the committee "ought to pass in a new draft" was accepted in concurrence and the bill received its first reading.

Thereupon, on further motion by the same Senator, the rules were suspended and the bill given its second reading, House Amendment A was adopted in concurrence and the bill as so amended was passed to be engrossed in concurrence.

#### Passed to be Enacted

(Out of order)

An act relating to the acquisition of title to lands of railroad corporations by adverse possession (S. P. 381) (S. D. 162)

An act to re-enact chapter 132 Public Laws of 1913 relating to the title of islands belonging to the State, repealed through an error by the General Repealing Act of the 1916 Revised Statutes. (S. P. 698) (H. D. 706)

An act relating to fusible plugs in steam boilers. (H. P. 1637) (H. D. 661)

An act relating to the salary of the sheriff of Oxford County. (H. P. 1684) (H. D. 746)

An act relating to the consolidation of corporations. (H. P. 1693) (H. D. 753)

An act in relation to the Maine School for the Deaf. (H. P. 1703) (H. D. 762)

An act in relation to the State Military and Naval Children's Home. (H. P. 1704) (H. D. 764)

An act to simplify procedure in police or municipal courts. (H. P. 1705) (H. D. 765)

An act to incorporate Fish River Power and Storage Company. (S. P. 734) (S. D. 384)

Mr. SPEAR of Cumberland: Mr. President, may I inquire if the amendment to the Waldo-Hancock bridge bill has been printed?

The PRESIDENT: The Chair will inform the Senator that Senate Amendment A to Senate Paper 541, Senate Document 364, "An act

to provide for building a bridge across the Penobscot River at or near Bucksport," has been printed. House Amendment A to that bill has not been printed.

Thereupon, on motion by Mr. Spear of Cumberland, the bill was laid upon the table pending printing of House Amendment A.

On motion by Mr. Douglas of Hancock,

Adjourned until next Monday afternoon, April 8th at four o'clock.