

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Fifth Legislature

OF THE

STATE OF MAINE

1931

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**HOUSE**

Wednesday, February 25, 1931.

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

Prayer by the Rev. Mr. Brown of Gardiner.

Journal of the previous session read and approved.

Papers from the Senate disposed of in concurrence.

From the Senate: Ordered, the House concurring, that a committee be appointed consisting of one member from the Senate with as many as the House may join to examine into the natural beauty and historical spots of the State with a view of purchasing same and creating a system of State Parks. Said Committee to have authority to add to its membership other interested citizens of the State. Said committee to report their findings to the next Legislature.

Comes from the Senate, read and passed.

In the House:

The SPEAKER: The Chair will announce the members of the committee later.

In carrying out the provisions of this order just passed by the House, it will be necessary for the House to fix the number of members who shall be appointed by the Chair on said committee. The Chair awaits a motion from the House as to the number of persons so to be appointed.

On motion by Mr. Scatell of Westbrook, it was voted that the committee shall consist of three members on the part of the House.

From the Senate: Report of the committee on Education on bill an act relating to State aid to academies (S. P. 63) reporting that same be indefinitely postponed.

Comes from the Senate report read and accepted.

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

**Senate Bills in First Reading**

S. P. 1, L. D. 712: An act to amend an act to incorporate the Skowhegan Water Company.

S. P. 269, L. D. 241. An act with reference to the issuance of stock

by public utilities corporations for organization purposes.

S. P. 453, L. D. 714. Resolve providing for a State pension for Harold E. Trueworthy of Athens.

From the Senate: Report of the committee on Judiciary on bill an act to incorporate "Madawaska Water Company" (S. P. 312) (L. D. 288) reporting same in a new draft (S. P. 496) (L. D. 717) under title of "An act extending the charter of Madawaska Water Company" and that it ought to pass.

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

In the House on motion by Mr. Daigle of Madawaska tabled pending acceptance of report in concurrence.

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

**Legal Affairs**

By Mrs. Carter of Fairfield: Petition signed by Herman L. Brown of Fairfield and 34 others in favor of liberalizing the Sunday Blue Laws. (H. P. 1182)

By the same member: Petition signed by Stephen Wing of Fairfield and 28 others in favor of same. (H. P. 1183)

**Orders**

On motion by Mr. Church of Hallowell, it was

Ordered, that there be printed 500 additional copies of each of the following bills:

H. P. 1036, L. D. 568: An act relating to plumbing regulations.

H. P. 1106, L. D. 684: An act relating to control of the State Department of Health over plumbing.

H. P. 859, L. D. 396: An act relating to the State Department of Health over plumbing.

On motion by Mr. Burkett of Portland, it was

Ordered, that there be printed 500 copies of H. P. 1165, being bill an act relating to fees for organization of corporations.

**Reports of Committees**

Mr. Blanchard from the committee on Banks and Banking reported ought not to pass on bill an act to place holding companies of banks and trust companies and investment affiliates under the supervision of the Bank Commissioner (H. P. 1007) (L. D. 544)

Report read and accepted and sent up for concurrence.

On motion by Mr. Potter of Bangor, the House reconsidered its action whereby it accepted the above report; and on further motion by the same gentleman, the report was tabled pending acceptance.

Mr. Jackson from the committee on Banks and Banking reported ought not to pass on bill an act relating to loans on trust and banking companies' capital stock. (H. P. 1082) (L. D. 658)

(On motion by Mr. Potter of Bangor, tabled pending acceptance of report).

Mr. Littlefield from the Committee on Claims on resolve in favor of L. C. Hathaway (H. P. 503) reported that same be referred to the Committee on State Lands and Forest Preservation.

Report read and accepted and sent up for concurrence.

Mr. Perham from the Committee on State School for Boys, State School for Girls and State Reformatories on bill an act relating to the care of children of women committed to the Reformatory for Women (H. P. 232) reported same in a new draft (H. P. 1180) under same title and that it ought to pass.

Mr. Pratt from same Committee on resolve in favor of the State School for Girls (H. P. 868) reported same in a new draft (H. P. 1181) under same title and that it ought to pass.

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

Mr. Rogers from the Committee on State School for Boys, State School for Girls and State Reformatories reported ought to pass on resolve in favor of the State School for Boys. (H. P. 867)

Mr. Lowell from the Committee on Ways and Bridges reported same on bill an act relating to the towns of Lincoln and Enfield. (H. P. 138)

Reports read and accepted and the bill and resolve ordered printed under the Joint Rules.

Mr. Blaisdell from the Committee on Legal Affairs reported ought to pass on bill an act to provide a town council and manager form of government for the town of Presque Isle in the county of Aroostook. (H. P. 750) (L. D. 272)

Report read and accepted and the bill having already been printed was read twice under suspension of the rules and tomorrow assigned.

### First Reading of Printed Bills and Resolves

(H. P. 625) (L. D. 737) An act to incorporate the City of Belfast School District.

(H. P. 1171) (L. D. 740) An act relating to payment of damage done by dogs or wild animals.

(H. P. 1179) (L. D. 748) An act to increase the salary of the Judge of the Farmington Municipal Court.

(H. P. 634) (L. D. 736) Resolve providing for an increase in State pension for Emily F. Grotton of Washington.

(H. P. 637) (L. D. 738) Resolve providing a State pension for Bertha M. Spear of West Gardiner.

(H. P. 638) (L. D. 739) Resolve providing for a State pension for Flora E. Babb of West Gardiner.

(H. P. 1172) (L. D. 741) Resolve providing for a State pension for Roxie C. Harvey, of Belfast.

(H. P. 1173) (L. D. 742) Resolve providing for a State pension for Henry W. Plummer of Whitefield.

(H. P. 1174) (L. D. 743) Resolve providing for a State pension for Charles S. Follett of Industry.

(H. P. 1175) (L. D. 744) Resolve providing for a State pension for Bertha Gordon of Union.

(H. P. 1176) (L. D. 745) Resolve providing for a State pension for Alden Doe of Washington.

(H. P. 1177) (L. D. 746) Resolve providing for a State pension for Kate Bird of Farmingdale.

(H. P. 1178) (L. D. 747) Resolve providing for a State pension for Ellen Bird of Farmingdale.

### Passed to be Engrossed

(S. P. 266) (L. D. 239) An act relating to capital stock of trust companies.

(S. P. 317) (L. D. 293) An act to incorporate Turner Boom Company.

(Tabled by Mr. McCart of Eastport pending third reading)

(S. P. 353) (L. D. 376) An act relating to regulation of loans by trust companies.

(H. P. 227) (L. D. 718) An act to increase the amount to be paid for clerk hire in the office of Reg-

ister of Deeds in the county of Cumberland.

(H. P. 707) (L. D. 720) An act to amend the charter of the Livermore Falls Municipal Court.

(H. P. 919) (L. D. 397) An act relative to the apportionment of State aid to Agricultural Societies.

(H. P. 1145) (L. D. 722) An act increasing the amount to be paid for clerk hire in the office of the Recorder of the Municipal Court of the city of Portland.

(S. P. 149) (L. D. 596) Resolve providing for a State pension for George A. Choate of Montville.

(S. P. 214) (L. D. 597) Resolve providing for a State pension for Carl Newton of Lewiston.

**Passed to be Enacted**

(S. P. 44) (L. D. 25) An act relating to definition of the term "securities" in the Blue Sky Law.

(H. P. 14) (L. D. 28) An act relating to enforcement of the Blue Sky Law.

(H. P. 16) (L. D. 30) An act relating to fees paid by dealers in securities.

(H. P. 18) (L. D. 31) An act relating to deductions from State School Fund.

(H. P. 19) (L. D. 32) An act relating to school attendance.

(H. P. 669) (L. D. 416) An act relating to the burning of brush, slash or blueberry land.

**Finally Passed**

(S. P. 135) (L. D. 418) Resolve in favor of M. Isabel Libby of Saco.

(S. P. 136) (L. D. 419) Resolve in favor of Nellie F. Hill of Saco.

(S. P. 231) (L. D. 417) Resolve authorizing the Forest Commissioner to convey a certain lot of land to Edmund B. Lapointe.

(H. P. 230) (L. D. 414) Resolve authorizing the Forest Commissioner to sell lands in St. Francis Plantation, Aroostook County.

(H. P. 531) (L. D. 415) Resolve in favor of Evie Morelen Studley for teacher's pension.

**Emergency Measure**

S. P. 254, L. D. 269: An act to authorize the Treasurer of State under the direction of the Governor and Council to issue bonds for State highway construction and reconstruction for the calendar year 1931.

The SPEAKER: This being an emergency measure, it is necessary

that it have the affirmative vote of two-thirds of the entire membership of this body. All those in favor—

Mr. SCATES of Westbrook: Mr. Speaker, I would like to call the attention of the members to the importance of voting on this measure. It carries the emergency clause and to pass it must have 101 votes in its favor. So far on a division we never have had 101 votes. Therefore it is important that every member of the House, if we are not to have a yea and nay vote, vote one way or the other on the vote.

The SPEAKER: All those in favor of the passage of the bill to be enacted will rise and stand until counted and the monitors have returned the count.

A division being had,

One hundred and thirty-nine voting in the affirmative, the bill was passed to be enacted.

**Orders Of The Day**

The SPEAKER: Under orders of the day the Chair lays before the House the first tabled and unassigned matter, being report of the committee on Judiciary on bill an act relating to County Law Libraries (H. P. 588) reporting same in a new draft. (H. P. 1069) under same title and that it ought to pass, tabled by Mr. Snow of Bluehill February 17, pending acceptance of the report.

Mr. SNOW of Bluehill: Mr. Speaker, I move that this bill be again laid on the table, and in explanation I will say that four bills amending the same section of the Statute relating to law libraries have been introduced, of which two were referred to the committee on Judiciary and two to the committee on Legal Affairs. The reason for leaving this bill on the table is that in my opinion the committee on Legal Affairs will eventually report out a bill so comprehensive that it will avoid all confusion. Therefore, I move that it lie on the table.

Thereupon the bill was re-tabled pending acceptance of report.

The SPEAKER: The Chair lays before the House the second unassigned matter, an act relating to payments to county law libraries S. P. 40, L. D. 237, tabled by Mr. McCart of Eastport, February 18, pending passage to be enacted; and

the Chair recognizes the gentleman from Eastport, Mr. McCart.

Mr. McCART: For the same reason, Mr. Speaker, as stated by the gentleman from Bluehill, Mr. Snow, I move that this matter be retabled.

The motion prevailed and the bill was retabled pending passage to be enacted.

The SPEAKER: The Chair lays before the House the third unassigned matter bill an act relating to public health nursing in the schools, S. P. 443, L. D. 602, tabled by Mr. Rounds of Portland February 19 pending reference in concurrence to the committee on Education.

On motion by Mr. Williams of Falmouth, the bill was retabled pending reference in concurrence by the reason of the absence of Mr. Rounds of Portland.

The SPEAKER: The Chair lays before the House the fourth unassigned matter, being House report ought not to pass of the committee on Judiciary on bill an act relating to patients to insane hospitals (H. P. 705) tabled by Mr. Rounds of Portland, February 19, pending acceptance of report.

On motion by Mr. Williams of Falmouth, the report was retabled pending acceptance by the reason of the absence of Mr. Rounds of Portland.

The SPEAKER: The Chair lays before the House the fifth unassigned matter, House report legislation inexpedient, of the committee on Public Health on bill an act to regulate the practice of the system, method or science of healing known as naturopathy, and to create a Board of Examination and Registration for those desiring to practice the same and providing penalties for violation of this act, H. P. 126, L. D. 51, tabled by Mr. Goudy of South Portland February 19, pending acceptance of the report; and the Chair recognizes the gentleman from South Portland, Mr. Goudy.

Mr. GOUDY: Mr. Speaker, I am perfectly in accord with having this bill taken from the table, and I move to substitute the bill for the report.

The motion prevailed.

Mr. GOUDY: Mr. Speaker and members of the 85th Legislature: It is not my good fortune to possess—

The SPEAKER: The Chair would ask the gentleman to make a motion. There is nothing before the House at the present time as a motion on which to speak.

Mr. GOUDY: Mr. Speaker, as I understand the motion is before the House to substitute the bill for the report.

The SPEAKER: The Chair will inform the gentleman that that motion has been carried.

Mr. GOUDY: Then that is my error.

The SPEAKER: The bill now stands substituted for the report. Does the gentleman move that the bill have its first reading at this time?

Mr. GOUDY: I do, Mr. Speaker. Thereupon under suspension of the rules it was voted that the bill have its first reading.

Mr. BENNETT of Presque Isle: Mr. Speaker, I move the indefinite postponement of this bill.

The SPEAKER: The motion is not in order inasmuch as the motion that the bill have its first reading has just been carried.

Mr. BENNETT: Mr. Speaker, then I will move to table the bill.

The motion prevailed and the bill was tabled pending first reading.

The SPEAKER: The Chair lays before the House the sixth unassigned matter, being Joint Order relative to amending Joint Rule to create a Joint Standing Committee on Motor Vehicles, tabled by Mr. Burkett of Portland, February 20, pending passage; and the Chair recognizes the gentleman from Portland, Mr. Burkett.

On motion by Mr. Burkett of Portland the Joint Order was referred to the committee on Rules and Procedure.

The SPEAKER: The Chair lays before the House the seventh unassigned matter Joint Order relative to investigating insane hospitals, which in the House on January 29, was referred to the committee on Insane Hospitals, and which came from the Senate indefinitely postponed in non-concurrence, was tabled February 20 by Mr. Rounds of Portland, pending reconsideration.

On motion by Mr. Williams of Falmouth, the Joint Order was retabled pending reconsideration by

reason of the absence of Mr. Rounds of Portland.

The SPEAKER: Are there any further matters to come under orders of the day?

On motion by Mr. Allen of Sanford it was voted to take from the table S. P. 63, report of the committee on Education on bill an act relating to State aid to academies, tabled by that gentleman earlier in the session, pending acceptance of the report in concurrence; and on further motion by the same gentleman the House voted to concur with the Senate in its report to indefinitely postpone the bill.

The SPEAKER: The Chair will state that in carrying out the provisions of the order providing a committee on Rules and Procedure, which has passed both branches, and upon which the Senate has appointed its members, the Chair will now announce the House members of that committee, as follows: Messrs. Burkett of Portland, Farris of Augusta and Jacobs of Auburn.

On motion by Mr. Kent of Benton

Adjourned until tomorrow morning.