

# 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**

Friday, March 6, 1931

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

Prayer by the Rev. Mr. Porter of Gardiner.

Journal of the previous session read and approved.

Papers from the Senate disposed of in concurrence.

**Senate Bills in First Reading**

S. P. 4, L. D. 790; Resolve in favor of town of Stetson.

S. P. 108, L. D. 791: An act relating to deer on Mount Desert Island and in certain other localities.

S. P. 185, L. D. 795: An act relating to fishing in Long Lake, Kennebec county.

S. P. 188 L. D. 792: An act to regulate fishing in Moose Horn Lake, formerly known as Shaw Pond, in Somerset county.

S. P. 192, L. D. 796: An act to amend and extend the charter of Kennebec Reservoir Company.

S. P. 218, L. D. 153: An act relating to dental hygienist and appropriation and contributions for dental hygienist service by towns, individuals, and organizations.

From the Senate: Report of the committee on Judiciary reporting ought to pass on bill an act to change the name of Soward Island to Treasure Island. (S. P. 142) (L. D. 713)

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

In the House:

Mr. ROBIE of Westbrook: Mr. Speaker, I move that this bill be indefinitely postponed in non-concurrence, and I will state my reason for so doing. In my opinion, the bill, if passed, would not be fair to other bills of the same nature which were reported out ought not to pass. The reason that these changes did not meet with the approval of the committee was that the gentlemen who made the topographical map informed us that such changes would necessitate de-

stroying the whole plate on which the name is changed. For that reason I move that the bill be indefinitely postponed in non-concurrence.

Mr. BURKETT of Portland: Mr. Speaker, the members of the Judiciary committee who are interested in that bill and know about it are apparently absent, I do not know anything about it myself. I move that it lie on the table.

Thereupon the motion prevailed, and the bill was tabled pending the motion to indefinitely postpone in non-concurrence.

From the Senate: Report of the committee on Public Health reporting ought to pass on bill an act to prevent the polluting of the waters of the West Basin of China Lake. (S. P. 96) (L. D. 116)

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

On motion by Mr. Owen of Vassalboro, the bill was tabled pending acceptance of report in concurrence, and specially assigned for next legislative day.

From the Senate: Report of the committee on Judiciary reporting ought not to pass on bill an act to incorporate the Knox Water District, S. P. 195, L. D. 158, which was recommended to the committee on Judiciary in the House March 4th in non-concurrence.

Comes from the Senate that body voting to adhere to its former action whereby it accepted the report of the committee.

In the House, on motion by Mr. Hobbs of Hope, tabled pending reconsideration.

From the Senate: Ordered, the House concurring, that when the Senate and House adjourn, they adjourn to meet Tuesday, March 10, at 4.30 o'clock in the afternoon.

Comes from the Senate, read and passed.

In the House, read and passed in concurrence.

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

**Legal Affairs**

By Mr. Cram of Mount Vernon: Remonstrance of Alice M. Sheldon and 186 others against the Perham Sunday bills. (H. P. 1267)

By Mr. Burns of Eagle Lake: Petition signed by John Raymond of Eagle Lake and 34 others in favor of the same. (H. P. 1268)

By Mr. Perham of Paris: Petition signed by R. J. Sprague of Milford and 27 others in favor of same. (H. P. 1269)

By Mr. Soper of Newport: Petition signed by Arthur W. Lander of Newport and 37 others in favor of same. (H. P. 1270)

By the same gentleman: Petition signed by Guy H. Hunt of Newport and 54 others in favor of same. (H. P. 1271)

**Orders**

On motion by Mr. Robie of Westbrook, it was

Ordered, that the use of the hall of the House be granted to Administrative Code Committee Monday evening, March 9th, and Tuesday morning, March 10th.

**Reports of Committees**

Mr. Friend from the committee on Ways and Bridges on resolve in favor of the town of Canton (H. P. 1046) reported that the same be referred to the committee on Claims.

Mr. MacKinnon from the Committee on Inland Fisheries and Game reported ought not to pass on bill an act relating to fishing in the East Machias River. (H. P. 543) (L. D. 177)

Same gentleman from same Committee reported same on bill an act relating to protection of ruffed grouse. (H. P. 550) (L. D. 184)

Mr. Ford from the Committee on Sea and Shore Fisheries reported same on bill an act relating to the taking of smelts in Patten's Bay, in the town of Surry. (H. P. 134)

Mr. Burkett from the Committee on Taxation reported same on bill an act relating to the taxation of real estate of railroad corporations. (H. P. 996) (L. D. 438)

Mr. Cram from same Committee reported same on bill an act to provide for compensation to the

State for the use of public highways by motor vehicles used for the conveyance of passengers for hire. (H. P. 1037) (L. D. 569)

Same gentleman from same Committee reported same on bill an act amending Chapter 29 of the Revised Statutes of Maine (Revision of 1930) and to provide for compensation to the State for the use of public highways by motor trucks. (H. P. 1038) (L. D. 570)

Mr. White from same Committee reported same on bill an act to impose an excise tax on motor express companies. (H. P. 12) (L. D. 18)

Mr. Robie from the Committee on Towns reported same on bill an act to repeal the organization of the Plantation of Elliottsville. (H. P. 64)

Reports read and accepted and sent down for concurrence.

Mr. Blodgett from the Committee on Claims on resolve in favor of E. M. Wylie of Pittston (H. P. 521) reported same in a new draft (H. P. 1272) under same title and that it ought to pass.

Mr. Robie from the Committee on Towns on bill an act relating to a road in the town of Ludlow. (H. P. 130) reported same in a new draft (H. P. 1273) under same title and that it ought to pass.

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

Mr. Smith from the Committee on Claims reported ought to pass on resolve in favor of Christine Libby to compensate for damage done by dogs. (H. P. 519)

Mr. Webster from the Committee on Insane Hospitals reported same on resolve in favor of the Augusta State Hospital for new construction. (H. P. 943)

(Tabled by Mr. Morse of Oakland pending acceptance of the report)

Mr. Graves from the Committee on Sea and Shore Fisheries reported same on bill an act to regulate the taking of clams in the town of Sullivan. (H. P. 666)

Mr. Snow from same Committee reported same on bill an act to prohibit the catching of smelts in the Cathance River, except by hook and line. (H. P. 132)

Mr. McLoon from same Committee reported same on bill an act relating to taking of smelts in Gouldsboro. (H. P. 665) with accompanying petition.

Mr. Friend from the Committee

on Ways and Bridges reported same on bill an act relating to the construction of roads in the town of Sidney. (H. P. 885)

Same gentleman from same Committee reported same on bill an act relating to the construction of a road in the town of Oakland. (H. P. 884)

Same gentleman from same Committee reported same on bill an act relating to the construction of a road in the city of Augusta. (H. P. 880)

Same gentleman from same Committee reported same on bill an act relating to the construction of a road in the town of Athens. (H. P. 891)

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

Mr. Rogers from the Committee on Inland Fisheries and Game reported ought to pass on bill an act regulating fishing in Alder Stream. (H. P. 548) (L. D. 182)

Same gentleman from same Committee reported same on bill an act regulating fishing in Dead River, South Branch, and tributaries thereof. (H. P. 546) (L. D. 180)

Same gentleman from same Committee reported same on bill an act regulating fishing in Little Lyford Pond. (H. P. 699) (L. D. 228)

Mr. Smith from same Committee reported same on bill an act regulating fishing in Bunganut Lake, Ossipee Lake, Lone Pond, Moody Pond and Barker's Pond, county of York. (H. P. 560) (L. D. 193)

Same gentleman from same Committee reported same on bill an act regulating the open season for fishing in the county of York. (H. P. 535) (L. D. 168)

Same gentleman from same Committee reported same on bill an act regulating fishing in Kennebago Stream. (H. P. 544) (L. D. 178)

Mr. MacKinnon from same Committee reported same on bill an act to protect muskrats in the town of Wilton, in the county of Franklin. (H. P. 541) (L. D. 174)

Same gentleman from same Committee reported same on bill an act to regulate the hunting of wild birds in Rangeley Lake. (H. P. 547) (L. D. 181)

Miss Martin from the Committee on Legal Affairs reported same on bill an act to incorporate the Sebasco Mosquito Abatement District. (H. P. 706) (L. D. 231)

Mr. Smith from the Committee

on Sea and Shore Fisheries reported same on bill an act removing protection from lobsters and crabs in Georges River. (H. P. 129) (L. D. 53)

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

#### First Reading of Printed Bills and Resolves

(H. P. 1233) (L. D. 804) An act relating to primary nominations.

(H. P. 1264) (L. D. 805) An act to authorize the construction of a wharf in Long Lake at Naples.

(Tabled by Mr. Scates of Westbrook pending second reading)

(H. P. 1265) (L. D. 806) An act relative to the taxation of motor vehicles.

(H. P. 1263) (L. D. 807) Resolve in favor of the town of St. Albans.

#### Passed to be Engrossed

(S. P. 66) (L. D. 46) An act relative to tuition in secondary schools.

(S. P. 78) (L. D. 90) An act relating to hunting with jack-lights.

(S. P. 87) (L. D. 99) An act to amend an act to incorporate the Pistol Stream Dam Company.

(S. P. 152) (L. D. 774) An act to authorize the construction of a weir in the tide waters of Chandler Bay in the town of Jonesport.

(S. P. 153) (L. D. 775) An act to authorize the construction of a weir in the tide waters of Chandler Bay in the town of Jonesport.

(S. P. 362) (L. D. 384) An act relating to Secretary of State authorized to destroy records more than two years old.

(S. P. 401) (L. D. 475) An act relating to tax on gasoline.

(S. P. 522) (L. D. 785) An act to extend charter of Hinckley Development Company authorizing construction of a scenic highway in Piscataquis County.

(H. P. 612) (L. D. 212) An act authorizing the Standish Fish Hatchery and Fur Farm, Inc. to control Horse Pond Stream and Mink Brook.

(H. P. 1144) (L. D. 721) An act relating to the salary of the County Commissioners of Androscoggin County.

(H. P. 1234) (L. D. 800) An act to

incorporate the Vanceboro Water and Power Company.

(H. P. 1235) (L. D. 801) An act to increase the salary of the Treasurer of Washington County.

#### Orders of the Day

Mr. BURKETT of Portland: Mr. Speaker, I would like the unanimous consent of the House to speak briefly on a matter which affects the work of the Legislature only indirectly.

The SPEAKER: The gentleman from Portland, Mr. Burkett, asks unanimous consent of the House to speak on a matter of somewhat personal and general interest. Is this the pleasure of the House?

Unanimous consent was granted.

Mr. BURKETT of Portland: The members of the present legislature will remember at the last session the Maine Veteran Legislators' Association was organized, officers were elected and we had one or two meetings. Notices have been sent out for a meeting of that association in the hall of the House immediately after the session next Wednesday, and then it is planned to have a banquet in the evening. The president of the association, Mr. Rounds, is of course absent, and the work has fallen upon vice-president, Mr. Bragdon, former Senator from Aroostook County. He has arranged for supper to be served on the top floor of this building Wednesday night at six o'clock. My idea in speaking of it this morning was to call your attention to it, and then I am going to request, Mr. Speaker, at the suggestion of Mr. Bragdon, that we find out approximately how many will attend, so arrangements can be made. If you will ask the members who plan to go to rise and take a count, so we can have that information.

The members will keep in mind that the wives of members and their families are also invited to attend the supper, and probably at some time during the proceedings the members of this session who were not members last session will be asked to join and pay their dues, which, as I remember it, were one dollar a year.

The SPEAKER: The House has heard the explanatory remarks of the gentleman from Portland, Mr. Burkett. It seems quite essential

that the caterer serving should have a general idea of the number to whom he is to cater, and the Chair will request that all members present who intend to be present at the Veteran Legislators' Association banquet will rise and remain standing until the monitors have made the count and returned the count to the Chair.

Mr. JACKSON of Bath: Mr. Speaker, there seems to be just a little question whether or not the Freshman members of this session are eligible.

The SPEAKER: The gentleman from Portland, Mr. Burkett, may answer.

Mr. BURKETT: I am sorry I did not make that plain. They are eligible and are cordially invited to attend the meeting Wednesday morning in the House and join the association and come to the banquet.

Mr. BURKETT of Union: I understand the wives of members are allowed to be present?

Mr. BURKETT of Portland: Yes indeed.

Mr. BURKETT of Union: Then, Mr. Speaker, to get a better expression, I would suggest those who intend to bring their wives raise both hands.

The SPEAKER: And does the Chair understand that applies to people who have two wives?

Mr. BURKETT of Union: I do not know about that.

The SPEAKER: The Chair would feel that about as accurate a way to get at it would be by indication by each member, and then it will be understood that that number will probably have to be added to by a third or a half. The caterer probably can take care of that matter if he gets this general expression.

A count being taken, 82 signified their intention to be present.

The SPEAKER: The Chair lays before the House under orders of the day, tabled and today assigned, communication of State Highway Commission relative to section of State highway in the towns of Moscow and Caratunk, L. D. 783, tabled by the gentleman from Hampden, Mr. Leonard, February 27, pending consideration; and the Chair recognizes the gentleman from Hampden, Mr. Leonard.

On motion by Mr. Leonard the

communication was retabled pending consideration.

On motion by Mr. Robie of Westbrook, it was voted to take from the table the 16th unassigned matter, Senate report ought to pass, of the committee on Legal Affairs on bill an act to incorporate the Maine Heating Corporation, S. P. 209, L. D. 774, tabled by that gentleman March 5, pending acceptance of the report of the committee in concurrence with the Senate.

On motion by Mr. Robie the report was accepted in concurrence, the bill had its two several readings and the next legislative day assigned.

On motion by Mr. Bennett of Presque Isle, it was voted to take from the table the 15th unassigned matter, Senate report, legislation inexpedient of the committee on Public Health on bill an act to provide for the payment of an an-

nual license fee by apothecaries and for the disposition of fees received by the Commissioners of Pharmacy, S. P. 18, tabled by that gentleman March 5, pending acceptance of the report in concurrence.

On motion by Mr. Bennett, the report was accepted in concurrence.

On motion by Mr. Daigle of Madawaska, it was voted to take from the table the sixth unassigned matter, bill an act relating to the payment for support of inmates of the Pownal State School, S. P. 322, L. D. 298, tabled by that gentleman March 4, pending passage to be engrossed.

On motion by Mr. Daigle the bill was passed to be engrossed.

On motion by Mr. Sargent of Brewer,

Adjourned until Tuesday, March 10, at 4.30 o'clock in the afternoon.