

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Fifth Legislature

OF THE

STATE OF MAINE

1931

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

HOUSE

Monday, March 23, 1931.

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

Prayer by the Rev. Mr. Moulton of Augusta.

Journal of the previous session read and approved.

Papers from the Senate disposed of in concurrence.

From the Senate Report of the committee on Judiciary reporting ought not to pass on bill an act to change the fiscal year for the registration of motor vehicles and the licensing of motor vehicle operators. (S. P. 47, L. D. 27)

Comes from the Senate report read and accepted.

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

From the Senate: Report of the committee on Judiciary, reporting ought not to pass on bill an act relating to registration and taxation of motor vehicles, S. P. 436, L. D. 575.

Comes from the Senate report read and accepted.

In the House, read and accepted in concurrence.

Senate Bills in First Reading

S. P. 79, L. D. 91: An act relative to transportation of deer beyond the limits of the State.

S. P. 426, L. D. 532: An act relating to procedure of Public Utilities Commission.

S. P. 428, L. D. 534: An act relating to time limits on notices in re-hearings on licenses for wharves and fish weirs.

S. P. 154, L. D. 886: Resolve in favor of State Reformatory for Men.

From the Senate: Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on bill an act to permit the city of Auburn to pension present and former members of its fire department (H. P. 836) (L. D. 318) reporting that the House recede and concur with the Senate.

(Signed) Messrs. Greenleaf of Androscoggin, Southard of Kennebec, Holman of Franklin—committee on part of the Senate. Blaisdell of Franklin, Mrs. Morey of Lewiston, Breen of Lewiston—committee on part of the House.

Comes from the Senate read and accepted.

In the House, read and accepted in concurrence.

From the Senate: Bill an act providing for sentences and the imposition thereof. (H. P. 606) (L. D. 207) on which the House voted to adhere to its former action whereby it accepted the minority report of the committee, reporting ought not to pass.

Comes from the Senate that body insisting on its former action whereby it was recommitted to the Committee on Legal Affairs, and asking for a committee of Conference, with the following conferees appointed on its part: Messrs. Crosby of Penobscot, Southard of Kennebec, Holman of Franklin.

In the House, on motion by Mr. Sargent, the matter was tabled pending reconsideration.

From the Senate: Report of the committee on Judiciary on bill an act relative to court jurisdiction of violations; transmission of fines. (S. P. 534) (L. D. 834) under title of "An act to amend Section 118 of Chapter 29 of the Revised Statutes" and that it ought to pass.

Comes from the Senate read and accepted and the bill passed to be engrossed as amended by Senate Amendment A.

In the House, the report of the committee was accepted, in concurrence and the bill received its two several readings. Senate Amendment A read.

Mr. Bowers of Portland offered House Amendment A to Senate Amendment A and moved its adoption, as follows:

House Amendment "A" to Senate Amendment "A" to Senate Paper 534, Legislative Document 834, Bill "An Act relative to Court Jurisdiction of Violations; transmission of fines".

Amend Senate Amendment "A" by striking out in the twelfth line thereof the words "this chapter" and inserting in place thereof the

following: 'for any violation of law'.

On motion by Mr. McCart of Eastport, tabled pending adoption of amendments.

From the Senate: Bill an act to re-establish the town line between the towns of Hancock and Lamoine (H. P. 65) (L. D. 42) which was passed to be engrossed in the House March 11th as amended by House Amendment A.

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

In the House, on motion by Mr. Shaw of Bar Harbor, tabled pending reconsideration, and specially assigned for Thursday, March 26.

Reports of Committees

Mr. Snow from the Committee on Judiciary reported ought not to pass on bill an act relating to taxation of corporate franchises (H. P. 957) (L. D. 448).

(Tabled by Mr. Burkett of Portland pending acceptance of report).

Mr. Snow from the Committee on Judiciary reported ought not to pass on bill an act relating to bar examinations (H. P. 968) (L. D. 459).

Mr. Blaisdell from the Committee on Legal Affairs reported same on bill an act to amend the charter of the city of Westbrook (H. P. 623).

Miss Martin from same Committee reported same on bill an act to revise, arrange and regulate the licensing of private detectives (H. P. 973) (L. D. 494).

Mr. Goudy from same Committee reported same on bill an act relating to the purposes for which towns and cities may raise money (H. P. 980) (L. D. 501).

Mr. Webster from the Committee on Public Health reported same on bill an act to regulate the operation of overnight camps (H. P. 988) (L. D. 509).

Mr. Bennett from same Committee reported same on bill an act relating to public health nursing (H. P. 989) (L. D. 510).

Reports read and accepted and sent up for concurrence.

Mr. Worthen from the Commit-

tee on Public Health reported ought not to pass on bill an act regarding the practice of any healing art or science (H. P. 1105) (L. D. 683).

(Tabled by Mr. Biddle of Portland pending acceptance of report.)

Mr. Burkett from the Committee on State Prison reported ought not to pass on bill an act relating to designation of roads for repairs by prisoners (H. P. 1111) (L. D. 688).

Mr. Jones from the Committee on Ways and Bridges reported same on bill an act relating to maintenance of third-class highways (H. P. 1118) (L. D. 694).

Same gentleman from same Committee reported same on bill an act defining location of third-class highway construction (H. P. 1120) (L. D. 694).

Reports read and accepted and sent up for concurrence.

Mr. Tompkins from the Committee on Judiciary on bill an act relating to reciprocity in registration fees of trucks (H. P. 825) (L. D. 311) reported same in a new draft (H. P. 1383) under title of an act with reference to registration fees of motor trucks and that it ought to pass.

Mr. Snow from same Committee on bill an act relating to attorneys at law (H. P. 966) (L. D. 457) reported same in a new draft (H. P. 1384) under same title and that it ought to pass.

Mr. Shaw from the Committee on Legal Affairs on bill an act relating to commitment of patients to State Hospitals for temporary observation (H. P. 976) (L. D. 497) reported same in a new draft (H. P. 1385) under same title and that it ought to pass.

Mr. Jones from the Committee on Ways and Bridges on resolve to provide approach to Waldo-Hancock bridge (H. P. 386) reported same in a new draft (H. P. 1386) under same title and that it ought to pass.

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

Mr. Melcher from the Committee on Ways and Bridges reported ought to pass on bill an act relating to the Dixfield-Peru bridge (H. P. 236).

(Tabled by Mr. Melcher of Rumford pending acceptance of report).

Mr. Andrews from the Commit-

tee on Public Health reported ought to pass on bill an act relating to the licensing of recreational camps, tourist homes, and similar places (H. P. 987) (L. D. 508).

Mr. Littlefield from the Committee on State Prison reported same on bill an act relating to transportation of discharged prisoners (H. P. 1065) (L. D. 620).

Mr. Quint from the Committee on Ways and Bridges reported same on bill an act relating to the construction of third-class highways from special appropriations (H. P. 1121) (L. D. 675).

Same gentleman from same Committee reported same on bill an act relative to the maintenance of third-class highways (H. P. 1122) (L. D. 676).

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. 658) (L. D. 926) An act to increase the salary of the Judge of the Norway Municipal Court.

(H. P. 828) (L. D. 927) An act relating to the charter of the city of Belfast.

(H. P. 860) (L. D. 928) An act amending an act to incorporate the Bethel Water Company.

(H. P. 1005) (L. D. 929) An act relative to the Portland Seamen's Friend Society.

(H. P. 1362) (L. D. 888) 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. 1363) (L. D. 906) An act relating to the packing and grading of apples.

(H. P. 1364) (L. D. 930) An act relating to damages by dogs and wild animals.

(H. P. 1367) (L. D. 931) An act relative to the minimum age for fishing licenses.

(H. P. 1368) (L. D. 932) An act relating to the transfer of trust funds of corporations, trustees, unincorporated bodies and associations, and extending the provisions thereof.

(H. P. 1369) (L. D. 933) An act relating to the employment of minors.

(H. P. 1370) (L. D. 934) An act to

amend the charter of the Gray Water District.

(H. P. 1371) (L. D. 935) An act relating to penalty for aiding escape of inmates from State Hospitals or Pownal State School.

(H. P. 1372) (L. D. 936) An act to amend the charter of the Portland Water District.

(H. P. 1373) (L. D. 937) An act to authorize the Portland Water District to acquire all the properties of the Casco Bay Light & Water Company used or useful for the supply of water.

(H. P. 1374) (L. D. 938) An act to increase the salary of the Treasurer of Somerset County.

(H. P. 1375) (L. D. 939) An act providing for registration of two and one-half ton trucks.

(Tabled by Mr. Clement of Durham pending assignment for third reading.)

(H. P. 1381) (L. D. 940) An act authorizing and empowering the town of Waterboro to raise money, to purchase land, water and flowage rights.

(H. P. 1365) (L. D. 941) Resolve in favor of the town of Island Falls.

(H. P. 1366) (L. D. 942) Resolve in favor of the London Guarantee and Accident Co., Ltd., on account of overpayment of taxes for the years of 1921, 1922, 1923, 1924, 1925.

Passed to Be Engrossed

(S. P. 336) (L. D. 859) An act to authorize the Treasurer of State to receive a portion of the residue of the estate of Joseph C. Greene, bequeathed to the Pownal State School.

(S. P. 554) (L. D. 856) An act to provide for inspection of internal combustion, engine fuel, and lubricating oil.

(S. P. 555) (L. D. 858) An act relative to temporary number plates on motor vehicles.

(S. P. 561) (L. D. 885) An act to authorize the County of Penobscot through its County Commissioners, to remodel and equip the County Jail; and to authorize the said Penobscot County, through its said Commissioners, to borrow money and issue notes or other obligations of said Penobscot County in the premises.

(H. P. 97) (L. D. 68) An act relative to issuing licenses after violation of the fish and game laws.

(H. P. 668) (L. D. 889) An act re-

lating to fly-fishing for salmon and shad in Kennebec River.

(H. P. 839) (L. D. 321) An act to extend the free employment service.

(H. P. 933) (L. D. 410) An act regulating employment of females.

(H. P. 977) (L. D. 498) An act relating to commitment to State Hospitals by municipal officers.

(H. P. 1359) (L. D. 890) An act relative to bounty on bobcat, loup-cervier, and Canadian lynx.

Mr. MacKinnon of Mexico offered House Amendment A and moved its adoption, as follows:

House Amendment A to H. P. 1359, an act relating to bounty on bobcat, loup-cervier and Canadian lynx.

Amend House Paper 1359 by adding thereto the following section:

Sec. 2. Section seventy-seven of Chapter thirty-eight of the Revised Statutes is hereby amended by striking out, in the sixth line of the last paragraph thereof, the words "the appropriation for bounties on bobcat, loup-cervier or Canada lynx" and by inserting in place thereof the following: "fines and penalties recovered and money received, or collected under any provision of the inland fish and game laws, or amendment thereof, or for sale of seized fish or game, or fur-bearing animals, or parts thereof. After the foregoing appropriation has been exhausted, any further bounties shall be paid from the general appropriation of the department of inland fisheries and game." So that the last paragraph of said section, as amended, shall read as follows:

"Upon receipt by the state auditor of a certificate from the commissioner showing that said commissioner has received the tail of the bobcat, loup-cervier or Canada lynx from the treasurer sent as aforesaid, together with said treasurer's certificate, said state auditor shall audit the claim for bounty and the same shall be paid forthwith by the treasurer of state to the claimant from fines and penalties recovered and money received, or collected under any provision of the inland fish or game laws, or amendment thereof, or for sale of seized fish or game, or fur-bearing animals, or parts thereof. After the foregoing appropriation has been exhausted, any further bounties shall be paid from the general appropriation of the department of

inland fisheries and game. The town treasurer for administering the oath to a claimant's certificate as above, and for forwarding the same with the tail of the animal to the commissioner shall be paid by the claimant the sum of twenty-five cents."

Thereupon House amendment "A" was adopted, and the bill as amended was passed to be engrossed.

H. P. 480, L. D. 891: Resolve to reimburse the town of Chelsea for assistance to Walter M. Coggswell, a disabled veteran of the World War.

(H. P. 787) (L. D. 892) Resolve to reimburse the town of Kingman for assistance to Annie B. Baker, the wife of a disabled veteran of the World War.

(H. P. 1355) (L. D. 893) Resolve in favor of James M. Brown of Clinton.

(H. P. 1358) (L. D. 894) Resolve in favor of building and equipping a feeding station, or rearing pools for fish, at or near Rumford, in the county of Oxford.

(H. P. 1360) (L. D. 895) Resolve in favor of Hillard McGray.

(H. P. 1361) (L. D. 896) Resolve in favor of Henry P. Johnson.

On motion by Mr. Jackson of Bath, the House voted to reconsider its action whereby the report ought not to pass on bill an act relating to registration and taxation of motor vehicles (S. P. 436, L. D. 575) was accepted; and on further motion by the same gentleman, the report was tabled, pending acceptance in concurrence.

On motion by Mr. Carleton of Portland, the House voted to reconsider its action whereby S. P. 154, L. D. 886, resolve in favor of State Reformatory for Men was assigned for its third reading tomorrow morning; and on further motion by the same gentleman, the bill was tabled pending assignment for third reading.

Orders of the Day

On motion by Mr. Robie of Westbrook, it was voted to take from the table the 28th unassigned matter House report ought not to pass of the committee on Claims on resolve in favor of A. A. Abbott, H. P. 514, tabled by that gentleman March 20 pending the acceptance of the report; and on further motion by

the same gentleman, the bill and report were recommitted to the committee on Claims.

On motion by Mr. Sargent of Brewer, it was voted to take from the table the 33rd unassigned matter, House report ought to pass of the committee on Legal Affairs on bill an act relating to payments to County Law Libraries (H. P. 972) (L. D. 463), tabled by that gentleman March 20, pending acceptance of the report; and on further motion by the same gentleman the report was accepted, the bill had its two several readings under suspension of the rules and tomorrow assigned.

On motion by Mr. Angell of Saco, it was voted to take from the table House Amendment A to resolve in favor of Harry W. Hill of Limerick, H. P. 48, L. D. 867, tabled by that gentleman March 19, pending adoption; and on further motion by the same gentleman House Amendment A was adopted and the resolve as amended by House Amendment A had its second reading and was passed to be engrossed.

On motion by Mr. Patterson of Freeport it was voted to take from the table the 9th unassigned mat-

ter House report ought not to pass of the committee on Sea and Shore Fisheries on bill an act relating to smelt fishing, H. P. 993, L. D. 436, tabled by that gentleman March 18, pending acceptance of the report; and on further motion by the same gentleman the report was accepted.

On motion by Mr. Carleton of Portland, the House voted to reconsider its action on Senate Paper 551, L. D. 854, resolve in favor of Mrs. Minnie Shea of Kittery, whereby this resolve was passed to be engrossed; and that gentleman offered House Amendment A and moved its adoption as follows:

House Amendment A to S. P. 551, L. D. 854, resolve in favor of Mrs. Minnie Shea of Kittery.

Amend said resolve by adding to the end thereof the words, "from funds of the highway department."

Thereupon House Amendment A was adopted and the resolve as so amended was passed to be engrossed.

On motion by Mrs. Carter of Fairfield,

Adjourned until tomorrow morning.