

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

Thursday, March 26, 1931.

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

Prayer by the Rev. Mr. Walker of Gardiner.

Journal of the previous session read and approved.

The **SPEAKER**: At this time it may be of interest to the members if the Chair would state that so far as the mechanics of legislation are concerned it will be possible to reach final adjournment on a week from Saturday. The Chair does not wish the members to get the inference from this statement that the Chair is in any sense intimating any curtailment of any member's privilege to debate as he sees fit. While expedition is right, careful deliberation is more right. The Chair simply wishes to state the facts, that information from the Clerk's office makes it an assured thing that insofar as legislative processes are concerned it will be possible to adjourn one week from Saturday.

Papers from the Senate disposed of in concurrence.

From the Senate: Final reports of the committees on

Labor
 Mercantile Affairs and Insurance
 Public Building and Grounds
 Sea and Shore Fisheries
 Towns

Come from the Senate, read and accepted.

In the House, read and accepted in concurrence.

Senate Bills in First Reading

S. P. 583, L. D. 948: An act relating to pre-bid qualifications for State contracts.

S. P. 581, L. D. 950: An act relating to the protection of children.

S. P. 582, L. D. 949: An act to regulate expenditures in connection with matters of legislation submitted to the people under the provisions of Article thirty-one of the Constitution providing for the initiative and referendum.

S. P. 578, L. D. 909: An act relative to the construction of pole and wire lines upon and along State and State aid highways.

From the Senate: Report of the committee on Library on resolve in favor of the State Library (S. P. 396) (L. D. 470) reporting same in a new draft (S. P. 557) (L. D. 857) under same title and that it ought to pass.

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

In the House:

Mr. **CARLETON** of Portland: Mr. Speaker, I wish to table that bill, as I wish to put on an amendment, probably this afternoon.

Thereupon the report was tabled, pending acceptance in concurrence.

From the Senate: Report of the committee on Pownal State School on resolve in favor of Pownal State School for additions and improvements (S. P. 239), reporting same in a new draft (S. P. 585) (L. D. 953) under same title and that it ought to pass.

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

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

From the Senate: Report of the committee on Appropriations and Financial Affairs on communications from the State Auditor relative to deficiencies reporting same in a new draft (S. P. 559) (L. D. 884) under title of resolve appropriating money to cover departmental deficiencies and that it ought to pass.

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

In the House, report read and accepted in concurrence, and the resolve received its first reading, Senate Amendment A read and adopted in concurrence, and tomorrow assigned for the second reading of the resolve.

From the Senate: Report of the committee on Claims on resolve in favor of John T. Pratt (S. P. 177) reporting same in a new draft (S. P. 523) (L. D. 794) under same title and that it ought to pass.

Comes from the Senate report

read and accepted and the resolve passed to be engrossed as amended by Senate Amendment A.

In the House, report read and accepted in concurrence, and the resolve received its first reading. Senate Amendment A read and adopted in concurrence, and tomorrow assigned for the second reading of the resolve.

From the Senate: Report of the committee on Claims on resolve in favor of Coyt Ingraham of Knox (S. P. 134) reporting same in a new draft (S. P. 523) (L. D. 794) under same title and that it ought to pass.

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

In the House, report read and accepted in concurrence, and the resolve received its second reading. Senate Amendment A read and adopted in concurrence, and tomorrow assigned for the second reading of the resolve.

From the Senate: Resolve in favor of Harry C. Aldrich (H. P. 1026) (L. D. 536,) which was passed to be engrossed in the House February 17th.

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

In the House, Senate Amendment A read. That body voted to reconsider its action whereby this resolve was passed to be engrossed. Senate Amendment A adopted in concurrence; and the resolve as amended by Senate Amendment A was passed to be engrossed in concurrence.

From the Senate: Report of the committee on Inland Fisheries and Game reporting ought not to pass on bill an act to establish a Game Preserve in the city of Lewiston, Androscoggin county, and Monmouth, Kennebec county (H. P. 538) (L. D. 171) which was accepted in the House March 24.

Comes from the Senate with the bill and report recommitted to the committee on Inland Fisheries and Game in non-concurrence.

In the House, that body voted to recede and concur in the recommitment.

ORDERS

On motion by Mr. Hatch of Lovell, it was

Ordered, that the Attorney-General of the State make and deliver to the House of Representatives and to the committee on Apportionment of the Eighty-fifth Legislature his written opinion on the question:

If the present Legislature should fail to make a reapportionment as provided by the Constitution by Article IV, Part second, Section two and amendments thereto, would the present representation hold over another period of ten years, or would the next Legislature have authority to make a reapportionment?

This written opinion shall be delivered as soon as possible, but not later than Monday, March 30, 1931.

Reports of Committees

Mr. Rogers from the Committee on Inland Fisheries and Game reported ought not to pass on bill an act regulating fishing in Fourth Buttermilk, Third Buttermilk, Duck, and Little Benson Ponds (H. P. No. 104) (L. D. No. 74).

Mr. Angell from same Committee reported same on bill an act relating to closed season on deer in Washington County (H. P. No. 181) (L. D. No. 131)

Mr MacKinnon from same Committee reported same on bill an act to open Jacquith Pond and Peters Pond, in Piscataquis County, to ice fishing (H. P. No. 190) (L. D. No. 140).

Mr Rogers from same Committee reported same on bill an act establishing a Game Preserve in the towns of Wilton and Jay in the county of Franklin and Dixfield in the county of Oxford (H P. No. 532).

Mr. Smith from same Committee reported same on bill an act relating to closed season on deer in Androscoggin County (H. P. No. 555) (L. D. No. 189).

Mr Eaton from same Committee reported same on bill an act relating to fishing in Hedgehog, Brown, and Trout Ponds, in Piscataquis County (H. P. No. 556) (L. D. No. 190).

Mr Angell from same Committee reported same on bill an act re-

lating to closed time on deer (H. P. No. 561) (L. D. No. 194).

Mr. Rogers from same Committee reported same (Legislation inexpedient) on bill an act to extend the open season on partridge (H. P. No. 739) (L. D. No. 260).

Mr. Smith from same Committee reported same on bill an act to permit the use of flashlights in taking raccoons (H. P. No. 744) (L. D. No. 265).

Mr. Bussey from same Committee reported same on bill an act to establish a Game Sanctuary in the town of Standish in the county of Cumberland (H. P. No. 953) (L. D. No. 432).

Mr. Eaton from same Committee reported same on bill an act closing certain ponds in Piscataquis County to ice fishing (H. P. No. 1010) (L. D. No. 545).

Mr. Bussey from same Committee reported same on bill an act relating to hunting from automobiles (H. P. No. 1058) (L. D. No. 614).

Mr. Blaisdell from the Committee on Legal Affairs reported same on bill an act requiring keepers and operators, or managers or owners of dance pavilions to be licensed (H. P. No. 915) (L. D. No. 368).

Mr. Hathaway from the Committee on taxation reported same on bill an act to increase the excise tax on motor vehicles (H. P. No. 30) (L. D. 38).

Mr. Allen from same Committee reported same on bill an act relating to the excise tax on motor vehicles (H. P. No. 233) (L. D. No. 129).

Mr. Burkett from same Committee reported same on bill an act relating to taxation on motor vehicles (H. P. No. 1115) (L. D. No. 692).

Mr. Blanchard from same Committee reported same on bill an act to amend the law relating to the taxation of street railroad corporations (H. P. No. 1116) (L. D. No. 693).

Mrs. Carter from the Committee on Temperance reported same on bill an act for the promotion of temperance (H. P. No. 869) (L. D. No. 344).

Mrs. Morey from same Committee reported same on bill an act relating to the enforcement of the law regulating the sale of narcotics (H. P. No. 999) (L. D. No. 441).

Mr. Friend from the Committee on Ways and Bridges reported same on bill an act providing for surface treatment for State and State aid Roads (H. P. No. 889) (L. D. No. 344).

Mr. Melcher from same Committee on bill an act relating to the tax on gasoline (H. P. No. 918) (L. D. 371).

Mr. Friend from same Committee reported same on bill an act relating to the distribution of gasoline tax (H. P. No. 1119) (L. D. No. 695).

Reports read and accepted and sent up for concurrence

Mr. Eaton from the Committee on Inland Fisheries and Game on bill an act relative to ice fishing for pickerel (H. P. No. 808) (L. D. No. 333) reported same in a new draft (H. P. No. 1299) under same title and that it ought to pass.

Mr. MacKinnon from same Committee on bill an act relating to the Gray Game Preserve (H. P. No. 50) (L. D. 39) reported same in a new draft (H. P. No. 1405) under same title and that it ought to pass.

Same gentleman from same Committee on bill an act relating to the hunting of waterfowl or any other wild bird in Back Bay, so-called in, Portland (H. P. No. 732) (L. D. No. 255) reported same in a new draft (H. P. No. 1406) under same title and that it ought to pass.

Mr. Blanchard from the Committee on Legal Affairs on bill an act relating to purposes for which cities and towns may raise money (H. P. No. 1102) (L. D. No. 680) reported same in a new draft (H. P. No. 1407) under title of an act authorizing and empowering the town of Islesboro to raise money to provide and maintain transportation facilities by boat for passengers and freight and that it ought to pass.

Mr. Shaw from same Committee on bill an act to license public dance halls (H. P. No. 981) reported same in a new draft (H. P. No. 1408) under title of an act authorizing towns to license public dance halls and that it ought to pass.

Mr. Blaisdell from the Committee on Legal Affairs and Inland Fisheries and Game jointly on bill an act requiring civil service examinations for all wardens and hatchery

employees in permanent service with the Department of Inland Fisheries and Game (H. P. No. 1170) (L. D. No. 751) reported same in a new draft (H. P. No. 1404), under same title and that it ought to pass.

Mr. Graves from the Committee on Public Buildings and Grounds on resolve for the purpose of grading and constructing a sidewalk on State Street in front of the State House grounds (H. P. No. 222) reported same in a new draft (H. P. No. 1409) under same title and that it ought to pass.

Mr. Friend from the Committee on Ways and Bridges on resolve in favor of the town of Arrowsic (H. P. No. 328) reported same in a new draft (H. P. No. 1410) under same title and that it ought to pass.

Same gentleman from same Committee on bill an act relating to the construction of State Aid highways (H. P. 917) (L. D. 370) reported same in a new draft (H. P. 1411) under same title and that it ought to pass.

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

Mr. Blodgett from the Committee on Claims reported ought to pass on resolve in favor of C. A. Boynton (H. P. 470)

Report read and accepted and the resolve ordered printed under the Joint Rules.

Mr. Morin from the Committee on Military Affairs reported same on resolve in favor of Maine Grand Army of the Republic (H. P. 56).

(Tabled by Mr. Carleton of Portland, pending acceptance of the report)

Mr. Bussey from the Committee on Inland Fisheries and Game reported ought to pass on bill an act closing Oosoola Stream, in Norridgewock, to hunting and trapping (H. P. 99) (L. D. 70)

(On motion by Mr. Fenlason of Anson, tabled pending acceptance of the report)

Majority report of the Joint Select Committee consisting of the Aroostook Delegation reporting ought to pass on bill an act to authorize the county of Aroostook to enlarge and repair the county jail at Houlton (H. P. 201) (L. D. 143)

Report was signed by the following members:

Messrs. STORY of Aroostook
KITCHEN of Aroostook
—of the Senate
TOMPKINS of Bridge-
water
BENNETT of Presque Isle
TOMPKINS of Houlton
BURNS of Eagle Lake
WARD of Limestone
MacPHERSON of Easton
ADAMS of Linneus
ASHBY of Fort Fairfield
THOMAS of Woodland
SMITH of Masardis
AUDIBERT of Fort Kent
WHITE of Crystal
WHITE of Dyer Brook
—of the House

Minority report of same committee reporting ought not to pass on same bill.

Report was signed by the following members:

Messrs. FARNSWORTH of Aroostook
—of the Senate
BRIGGS of Caribou
DAIGLE of Madawaska
GAGNON of Van Buren

On motion by Mr. Briggs of Caribou, the majority report was accepted.

Thereupon the rules were suspended and the bill given its two several readings and tomorrow assigned.

Majority report of the Joint Select Committee consisting of the Aroostook Delegation reporting ought not to pass on bill an act to authorize the county of Aroostook to build a jail at Caribou in said County (H. P. 198) (L. D. 142)

Report was signed by the following members:

Messrs. STORY of Aroostook
KITCHEN of Aroostook
—of the Senate
TOMPKINS of Bridge-
water
BENNETT of Presque Isle
TOMPKINS of Houlton
BURNS of Eagle Lake
WARD of Limestone
MacPHERSON of Easton
ADAMS of Linneus
ASHBY of Fort Fairfield
THOMAS of Woodland
SMITH of Masardis
AUDIBERT of Fort Kent
WHITE of Crystal
WHITE of Dyer Brook
—of the House

Minority report of same Committee reporting ought to pass on same bill.

Report was signed by the following members.

Messrs. FARNSWORTH of Aroostook

—of the Senate

BRIGGS of Caribou

DAIGLE of Madawaska

GAGNON of Van Buren

—of the House

On motion by Mr. Briggs of Caribou the majority report was accepted.

Majority report of the Committee on Inland Fisheries and Game reporting ought not to pass on bill an act establishing a closed season on all game on Mount Desert Island (H. P. 558) (L. D. 192)

Report was signed by the following members:

Messrs. McLEAN of Hancock

BOULTER of York

—of the Senate

BUSSEY of Dixmont

EATON of Calais

SMITH of Masardis

STERLING of Caratunk

ANGELL of Saco

MacKINNON of Mexico

—of the House

Minority report of same committee reporting ought to pass on same bill.

Report was signed by the following members.

Mr. GREENLEAF of Androscoggin

—of the Senate

On motion by Mr. MacKinnon of Mexico, the majority report was accepted.

(At this point Ex-Speaker Frank H. Holley was escorted by the Messenger to a seat beside the Speaker, amid the applause of the House)

First Reading of Printed Bills and Resolves

(H. P. 236) (L. D. 994) An act relating to the Dixfield-Peru Bridge

(H. P. 796) (L. D. 982) An act relating to State aid for academies.

(H. P. 1394) (L. D. 986) An act to abolish the Common Council of the city of Biddeford.

(H. P. 1395) (L. D. 969) An act

to amend the charter of the Ogunquit Village Corporation.

(H. P. 1397) (L. D. 970) An act to create a Commission on Uniform Motor Vehicle Legislation.

(H. P. 1399) (L. D. 972) An act to amend an act to incorporate the Oquossoc Light and Power Company.

(H. P. 1402) (L. D. 973) An act relating to elections in the city of Lewiston.

(H. P. 240) (L. D. 975) Resolve in favor of Reed Plantation.

(H. P. 273) (L. D. 976) Resolve in favor of the towns of Gardiner and Randolph.

(H. P. 404) (L. D. 977) Resolve in favor of the town of Wellington.

(H. P. 451) (L. D. 979) Resolve in favor of the towns of Atkinson and Sebec for the construction of a bridge.

(H. P. 520) (L. D. 978) Resolve in favor of A. C. Bassett, of China.

(H. P. 1398) (L. D. 971) Resolve in favor of the town of Dixmont.

(H. P. 1400) (L. D. 974) Resolve in favor of A. A. Abbott.

(H. P. 1401) (L. D. 980) Resolve in favor of the town of Milford.

(H. P. 1403) (L. D. 981) Resolve in favor of Eugene H. Flint of Monson.

(H. P. 627) (L. D. 995) Resolve providing for the purchase of two hundred copies of Maine Province and Court Records, Vol. II.

(H. P. 943) (L. D. 996) Resolve in favor of the Augusta State Hospital for new construction.

(Tabled by Mr. Carleton of Portland pending assignment for second reading).

Passed to be Engrossed

(S. P. 222) (L. D. 923) An act to provide for the appointment of a Recorder for the Municipal Court of Dexter.

(S. P. 415) (L. D. 523) An act to regulate the preparation and distribution of petitions for the people's vote and direct initiative as authorized by Article XXXI of the Constitution.

(S. P. 514) (L. D. 907) An act relating to clerk hire in county offices.

(S. P. 560) (L. D. 887) An act providing that the Governor may suspend open season for hunting and fishing in time of drought.

(S. P. 564) (L. D. 914) An act to enable the county of Franklin to raise money by taxation for the promoting of the health of the citizens of said county.

(S. P. 571) (L. D. 910) An act relating to returns made by lobster fishermen.

(S. P. 572) (L. D. 916) An act with references to changes in the capital of corporations.

(S. P. 573) (L. D. 915) An act with reference to changes in the authorized capital of corporations.

(S. P. 574) (L. D. 922) An act relating to the taxation of unauthorized insurance companies.

(H. P. 975) (L. D. 496) An act relating to support of persons committed to State hospitals.

(H. P. 1376) (L. D. 925) An act in relation to the tax on gasoline.

(H. P. 1377) (L. D. 959) An act regulating the buying, selling and transporting of clams.

(H. P. 1378) (L. D. 960) An act relating to the shipping and transporting of clams beyond the limits of the State during close time.

(H. P. 1379) (L. D. 961) An act to close certain clam flats to digging.

(H. P. 1380) (L. D. 962) An act regulating the taking and sale of clams in the town of Scarborough.

(H. P. 1388) (L. D. 963) An act relating to transportation of paroled prisoners.

(H. P. 1389) (L. D. 964) An act relating to game birds.

Mr. Jackson of Bath offered House Amendment A and moved its adoption, as follows:

Amend said bill by striking out in the first line of the third paragraph of said bill the words "tenth" and substituting in place thereof the words "thirtieth."

Mr. JACKSON: Mr. Speaker, may I ask the indulgence of the members to make an explanation in regard to this amendment. I have no personal interest in it being neither a sport nor a sportsman. I never shot a partridge in my life and never expect to, but speaking in behalf of the sportsmen of the section from which I come, they say that partridge in that section of the State are very plentiful. The largest orchardist in Sagadahoc county says that they damaged his trees very much by budding the past year. Now this amendment

proposes to lengthen the season on partridge, as provided in the bill, to the time as stated in the amendment. My amendment extends it through November, making an open season on partridge through October and November. The gunners and men conversant with this matter say that October is not a very good time to hunt partridges on account of the leaves being on the trees and it is rather warm for the dogs. Speaking in behalf of the fellow who works five days and a half a week and wants to roam the woods Saturday afternoons with his gun, he enjoys a little partridge shooting as much as the sportsmen of leisure who can go every day. This amendment would give him a little more time to enjoy this sport. In behalf of those fellows, and reflecting the request and sentiment of the Sportsmen's Association in my county, I am asking for the extension of this time through the month of November.

Mr. WEEKS of Dresden: Mr. Speaker, I would like to table the amendment.

A viva voce vote being doubted, A division of the House was had, Forty-one voting in the affirmative and 11 in the negative, the motion to table prevailed.

Passed to be Engrossed

(Continued)

(H. P. 1390) (L. D. 965) An act relating to disclosure proceedings.

(H. P. 1391) (L. D. 966) An act relating to chauffeurs.

(H. P. 1392) (L. D. 967) An act relating to Superintendents of Schools.

(S. P. 61) (L. D. 908) Resolve in favor of the town of New Sharon.

(S. P. 294) (L. D. 924) Resolve in favor of the National Conference of Commissioners on Uniform State Law and of the Commissioners from Maine for the promotion of uniformity of legislation in the United States.

(S. P. 565) (L. D. 921) Resolve in favor of Herbert A. Webster.

(S. P. 566) (L. D. 920) Resolve appropriating money to pay the claim of Parker W. Lovett estate against the State of Maine.

(S. P. 567) (L. D. 919) Resolve appropriating money to pay the claim of Leon A. Higgins against the State of Maine.

(S. P. 568) (L. D. 918) Resolve

appropriating money to pay the claim of Arthur Joseph Carter and Dora W. Carter against the State of Maine.

(S. P. 569) (L. D. 917) Resolve appropriating money to pay the claim of Hannah F. Carter against the State of Maine.

Passed to Be Enacted

(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.

(H. P. 209) (L. D. 119) An act relating to identification of criminals.

(H. P. 619) (L. D. 874) An act repealing the prohibition on exhibition of prize fight pictures.

(H. P. 701) (L. D. 849) An act relating to the Penobscot Tribe of Indians.

(H. P. 941) (L. D. 875) An act relating to University of Maine.

(H. P. 1057) (L. D. 613) An act relating to hunting from railways.

(H. P. 1293) (L. D. 850) An act relating to supervision of Indian Old Town schools.

(H. P. 1332) (L. D. 876) An act to provide for an audit of books and accounts of institutions receiving assistance from the State.

Finally Passed

(S. P. 551) (L. D. 854) Resolve in favor of Mrs. Minnie Shea, of Kittery.

(H. P. 160) (L. D. 877) Resolve in favor of the Block House at Fort Kent.

(H. P. 461) (L. D. 878) Resolve appropriating money to restore the Early Records in the office of the Register of Deeds for York County.

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

(H. P. 1292) (L. D. 852) Resolve in favor of Josiah W. Reed and Carleton Day Reed of Woolwich, co-

partners in trade and doing business under the firm name and style of Reed & Reed.

(H. P. 1333) (L. D. 881) Resolve in favor of L. C. Hathaway.

(H. P. 1334) (L. D. 882) Resolve authorizing the Forest Commissioner to convey a certain lot of land to H. M. Lincoln.

(H. P. 1335) (L. D. 883) Resolve in favor of William H. Soucia.

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

(H. P. 1357) Resolve for the laying of the County Taxes for the Year 1932.

(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, of Monson, in the county of Piscataquis and State of Maine.

(Emergency Measure)

(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.

The SPEAKER: This being an emergency measure, it is necessary that it have the affirmative vote of the entire membership of this body. 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 twenty-eight voting in the affirmative and none in the negative, the bill was passed to be enacted.

(Emergency Measure)

(H. P. 1336) Resolve for the laying of the county taxes for the 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 of the final passage of this resolve will rise and stand until counted, and the monitors have returned the count.

One hundred and twenty-six vot-

ing in the affirmative and none in the negative, the resolve was finally passed.

Orders of the Day

The SPEAKER: The Chair had hoped that the former Speaker of the House who sits at the desk might say a word to you this morning, but he prefers not to do so. I am sure we appreciate his presence here in the House this morning.

The House will now proceed under orders of the day.

Under suspension of the rules, on motion by Mr. Robie of Westbrook, it was

Ordered, that the use of the hall of the House on Monday night, March 30, be granted the committee on Mock Session for presentation of its production, entitled "A hearing as it should be conducted."

Mr. DAIGLE of Madawaska: Mr. Speaker and members of the House: I ask the permission of the House to introduce a measure entitled an act to authorize the town of Madawaska to issue water works bonds. I know this is introduced rather late, but owing to some complications that arose in our town,—first there was a question of a division of the town which did not go through, and then a certain act passed both branches to incorporate what is called the village of Madawaska. Of course when this bill was on its way for passage, Mr. Hart, the author of it, was away; so I did not like to stop the measure. This is a matter that pertains only to the town of Madawaska, giving authority to issue its bonds to the extent of sixty odd thousand dollars. The bill has been carefully prepared by the Revisor of Statutes, passed by the Attorney-General, and I hope it will receive passage.

A viva voce vote being taken, unanimous consent was given Mr. Daigle to present an act to authorize the town of Madawaska to issue water works bonds; and under suspension of the rules had its three several readings and was passed to be engrossed.

Mr. BURKETT of Portland: Mr. Speaker, I understand that the Clerk has in his possession House Paper 616, Legislative Document

207, the well-known split sentence bill. I move that the House reconsider its action of yesterday whereby it voted to recede and concur with the Senate.

In explanation of this motion, I will say that I tabled this matter at the request of the gentleman from Brewer, Mr. Sargent. If my motion prevails, I shall yield the floor to him for explanation.

The SPEAKER: The gentleman from Portland, Mr. Burkett, moves that the House reconsider its action whereby it voted to recede and concur with the Senate on the Senate's action on the so-called split sentence bill. All those in favor of reconsideration—

Mr. GOUDY of South Portland: Mr. Speaker, I would like permission to count one hundred before I speak. I have stood all kinds of criticism and humiliation on this bill. I have even had my name changed so that at the present time they are calling me "Split Sentence Goudy."

I thought that this bill was properly taken care of yesterday, and I cannot understand on what grounds Mr. Burkett bases his motion. I understand that he does it because Mr. Sargent asked him to. Perhaps I am going to gather from that information that Mr. Sargent will say that the members of the House did not know what they were voting on. I stand here to say that I feel I made it perfectly plain yesterday, when I explained my motion in the afternoon. In fairness, I will say I did make two contradictory motions. In one I made a motion to recede and concur with the Senate and join in a committee of conference. Now that motion was made wholly through ignorance on my part, but after some of my good friends called my attention to the fact that they did not think that motion was just what I meant, but it would be a good motion to leave provided it was explained. I came back in the afternoon and explained it. I refer you to the Kennebec Journal to refresh your recollection of what was said at that time, providing I can find it.

Mr. SARGENT of Brewer: Mr. Speaker—

The SPEAKER: For what pur-

pose does the gentleman from Brewer (Mr. Sargent) arise?

Mr. SARGENT: I rise to a point of order, Mr. Speaker.

The SPEAKER: The gentleman may state his point.

Mr. SARGENT: I understood Mr. Burkett to say that he made the motion to reconsider and yielded the floor to the gentleman from Brewer, Mr. Sargent.

The SPEAKER: The gentleman misunderstood. The gentleman from Portland, (Mr. Burkett) said that if a motion to reconsider was carried, he would yield the floor.

Mr. SARGENT: Thank you, Mr. Speaker.

Mr. GOUDY: (Reading from Kennebec Journal of March 26) "Mr. Speaker and members of the Legislature: When I made that motion this morning, it was perfectly innocent on my part and due to inexperience. If the motion had been carried, I feel I would have been hit more than I really thought I would." That is a typographical error of the newspaper—what I said was 'I would get more than I really thought I would.' "As I understand, the motion to join a committee of conference would have been to insist and ask that we join a committee of conference, and I told some of the members when I came back this afternoon I would withdraw my motion to recede as that takes us back to a recommitment to the Legal Affairs Committee, but some of the members thought I should let the motion lie and let the House vote on it, as they felt the bill should go back to the Legal Affairs Committee, and I am going to leave this motion and let the House vote on it, and if they do not see fit to do that, then I will make a motion to insist on our former position and join with the House in a committee of conference."

Now I feel that I did the best I could to make that perfectly clear, and I think the House understood what they were voting on, and I was surprised this morning that the Floor Leader of this House should stand up here and make a motion to reconsider.

If the House does not feel they want to recommit this to the Legal Affairs Committee, stand up and

reconsider your vote. This bill does not mean anything to me. I will live just as long whether it is passed or is not passed. I thought it was a good bill, and I introduced it and stood behind it and took the gaff all the way through. The bill has been recommitted to the Legal Affairs Committee. I do not see why you do not let it go there. That is the place for it. The Legal Affairs Committee will return a new draft that will satisfy everybody. If they don't, all you have got to do is to vote it down. We are not putting anything over on you. You get a chance to vote again on this question. I hope the motion of Mr. Burkett to reconsider will fail, and I hope you vote it down.

Mr. BURKETT: Mr. Speaker, I have voted consistently with the gentleman from South Portland, Mr. Goudy, every time this matter has been before the House, and probably shall continue to do so. I read the record this morning, and the record is not plain. I think there was a lot of confusion caused by the fact that during the discussion of this matter we adjourned or had a recess, and there are a number of the members here this morning, some of them who sit near me, who have said they did not understand it and were somewhat confused. I made the motion simply in the interest of fairness, to have the matter properly understood before it was voted upon.

Mr. PERHAM of Paris: Mr. Speaker, I would like to state that I have voted consistently with Mr. Goudy on this matter and shall continue to vote in favor of this split sentence bill, properly amended. I would like to state that I did think yesterday when I was voting that I was sending it to a committee of conference, and I am in favor of the motion of Mr. Burkett to reconsider and then send it to a committee of conference, absolutely in no antagonistic sense to Mr. Goudy, because I am with him on the matter.

Mr. SARGENT: Mr. Speaker, I have not intentionally tried to take the joy out of the life of the member from South Portland, Mr. Goudy. As a matter of fact, I think he had a great deal of joy in

his life yesterday; he certainly had a pretty good time in the House. I do think, however, that the House misunderstood the vote, and I think that if the members will turn to the record as published in the Kennebec Journal, they themselves will be convinced that the members misunderstood the vote.

Now, Mr. Speaker and members of the House, I wish to quote from the remarks made by the gentleman from South Portland (Mr. Goudy) yesterday morning, and I will also quote the motion that he made. He did not read this part of the record:

"I move that we recede and concur and join with the Senate in the appointment of a committee of conference." That, practically, as published in the advance journal, misled the members of this House, they believing that if they voted to recede and concur, it would mean a committee of conference. Mr. Perham, the gentleman from Paris, said "Mr. Speaker, I heartily second the motion of Mr. Goudy that we join with the Senate in a Committee of conference." He evidently thought there would be a committee of conference.

"Mr. BLAISDELL of Franklin: Mr. Speaker, I wish to go on record as supporting the motion of the gentleman from South Portland (Mr. Goudy). It seems right that we should go into a committee of conference to see whether the bill should be carried any further or should be allowed to die in conference. I support the motion of Mr. Goudy."

Mr. Boody, of South Windham, who arose in his seat, evidently to clarify the matter, said "Mr. Speaker, as a matter of conference?"

"The SPEAKER: Not necessarily. We do not ask for a conference or agree to it; we simply recede from the stand we took and concur. The House reverses itself without agreeing to anything further."

"Mr. BOODY: As one who supported this bill and believes in it, there are serious doubts in my mind whether a conference would be of any benefit and an amendment offered to this bill, but perhaps, in justice to both parties, there should be a conference."

After the Speaker had tried to

explain, Mr. Boody did not understand it, and I am sure the members on this side of the House did not understand it.

Now, Mr. Speaker and gentlemen of the House, I do not believe that the members of this House wish to take any unfair advantage. I believe that the members of this House voted under a misapprehension. As a matter of fact, I canvassed quite a number of the members of this House who voted with Mr. Goudy on his position, and they told me personally that they thought they were voting for a committee of conference. In order to be fair in this matter, and that the will and desire of the majority of the members of this House may be carried out, it is my purpose, if the members vote to reconsider this matter, to make a motion to insist and join with the Senate in a committee of conference, and I hope that the motion of the gentleman from Portland, Mr. Burkett, will prevail.

Mr. GOUDY: Mr. Speaker, I would like to ask the gentleman from Portland (Mr. Burkett) if he knew which way he was voting yesterday.

The SPEAKER: The gentleman from South Portland (Mr. Goudy) asks through the Chair if the gentleman from Portland, Mr. Burkett, knew how he voted yesterday. The gentleman may answer if he wishes.

Mr. BURKETT: I will say this, Mr. Speaker, I voted consistently with Mr. Goudy on this bill and looked at him every time I voted on it, and I shall continue to do so.

The SPEAKER: Does that answer the gentleman's question?

Mr. GOUDY: Well, I will let it go at that.

Mr. SARGENT: Mr. Speaker—
The SPEAKER: The gentleman from Brewer (Mr. Sargent) is not in order, as the gentleman from South Portland (Mr. Goudy) has not yielded the floor.

Mr. GOUDY: I admit everything, Mr. Speaker, that Mr. Sargent has said. Everything did happen just as he said it did, before lunch, but I did feel, when I came back after lunch, that I cleared up this matter. I intended to, and I think I did. I explained it all out, and down at the last end of it said "I should let the motion lie and let

the House vote on it, as they felt the bill should go back to the Legal Affairs Committee." Now that does not say 'committee of conference'; it says 'legal affairs committee'. "And I am going to leave this motion and let the House vote on it, and if they do not see fit to do that, then I will make a motion to insist on our former position and join with the House in a committee of conference."

I thought I explained that fully. Now if they want to reconsider their vote—if they do not want to do that—it is all right with me—only I want you to understand my position. I do not think I took any unfair advantage of the members of the House—at least I did not intend to—and I tried to clear it up as well as I could when I came back.

The SPEAKER: The question before the House is on the motion of the gentleman from Portland, Mr. Burkett, that the House reconsider its action whereby it voted to recede and concur. Is the House ready for the question? All those in favor of reconsideration will stand in their places and remain standing until the count has been returned by the monitors.

A division was had,

Seventy-nine having voted in the affirmative and 26 in the negative, the motion prevailed:

Mr. SARGENT: Mr. Speaker, I move that the House insist and concur with the Senate in the appointment of a joint committee.

The SPEAKER: Does the gentleman mean that the House insist and join in a committee of conference?

Mr. SARGENT: I do, Mr. Speaker. Thank you.

A viva voce vote being taken, the motion prevailed, and the Chair appointed on that committee, on the part of the House, the gentleman from Brewer, Mr. Sargent, the gentleman from Bath, Mr. Oliver, and the gentleman from Bridgewater, Mr. Tompkins.

The SPEAKER: The Chair lays before the House, tabled and today assigned, House report ought to pass of the committee on Ways and Bridges on bill an act relating to road construction in the town of

Islesboro, H. P. 235, tabled March 20 by Mr. Fernald of Winterport, pending acceptance of the report; and the Chair recognizes that gentleman.

Mr. FERNALD: Mr. Speaker, in order to expedite matters and bring about the wish and hope alluded to by the Speaker at the beginning of the session this morning, I ask permission of the House to withdraw House Paper 235.

Mr. LOWELL of Lincoln: Mr. Speaker, for the purpose of future consideration I request that this matter be tabled at this time.

A viva voce vote being taken, the motion to retable failed of passage.

The SPEAKER: The motion before the House is the request of the gentleman from Winterport, Mr. Fernald, that he be permitted to withdraw House Paper 235.

Mr. QUINT of Limerick: Mr. Speaker, is that motion debatable?

The SPEAKER: The Chair will say that it is debatable.

Mr. QUINT: Mr. Speaker, I would like to explain to the House members exactly what this bill is. The town of Islesboro, by a local ordinance, does not allow trucks or automobiles of any kind on the island. Now the State Highway Department is obliged to construct roads in the town of Islesboro under the State-aid highway act. They laid out 11.2 miles of State-aid highway and have already constructed 4.2 miles of that road. The gravel is all on one end of the road. They started nearest the gravel end. Last year they were obliged to haul this gravel 4.2 or 8.4 per round trip with horses. That means that they made four trips a day at a cost of \$1.75 per yard for hauling. Now trucks can haul that gravel for around 75 cents a yard. And that bill simply asks that the State Highway Department be allowed to truck in the town of Islesboro after September 10th, which does not effect the summer business a particle. It seemed to the Ways and Bridges committee that the town of Islesboro did not contribute one cent from automobile fees or gas tax. They do not use automobiles down there. I think that the town of Islesboro should cooperate with the

State Highway Department so that we can get all we can for our money. We are spending our money down there and they should cooperate with us and allow us to use trucks after September 10th. I hope the gentleman's notion will not prevail.

Mr. HILLS of Northport: Mr. Speaker, this is a matter that effects Islesboro more than it does anybody else. Islesboro is a small island and has no communication with the mainland except by boat. They have never allowed automobiles there. They have had town meeting after town meeting, special ones and regular ones, and voted that they should not allow cars on the island. This is one of the richest places in Maine for the small amount of territory involved and many of the people go there just because they can have quiet and take horseback rides undisturbed and things like that. There are many horses on the island and many of them have never seen an automobile. It would seem unjust to put this over on a place like that when they have almost unanimously voted it down for years. If they put the trucks on there only a short time it is going to make discontent among the people of the island, and it seems to me that if they do not want cars they should not have them. They pay a large tax and do not want automobiles.

Mr. THOMPSON of Belfast: Mr. Speaker, I agree with the gentleman from Northport, Mr. Hills. He is absolutely correct in his contentions, and I claim that they should not allow trucks on the island.

Mr. LOWELL of Lincoln: Mr. Speaker, the question seems to be at this time that they desire to have a road built in the town of Islesboro and request the State aid toward building it. Yet they are not willing to have automobiles enter their domain but are requesting that the State build that road. Today horse and dump carts are things of the past. It would mean a much greater expense and it seems to me if the town of Islesboro is not willing to have automobile trucks on their island for the length of time necessary to build this road, that they do not deserve a road at all.

Mr. FERNALD: Mr. Speaker, I

will say that I have been down to Islesboro and I have walked over the roads down there and I know what the people are up against. In the first place there is no local ordinance, as the gentleman stated, against motor vehicles on the island of Islesboro. It is an act put on the Statute books of the State of Maine by the members of the Maine Legislature.

They have just one strip of road down there that goes right straight down the island. There are no highways or byways, it is just right straight. This road has been constructed as outlined at a cost of less than \$7,000 a mile to build. There are about six miles more to be built which will mean around \$50,000, which will mean that the State will have to contribute over the next ten years under the State-aid plan about \$25,000, which will mean a twenty per cent saving if you do. It will mean that the State over a ten-year period will save not more than \$5,000. This means that the people of Islesboro during September and October, two of the best months in the year, that its summer business will be disturbed because the horses and conveyances that they use down there are not familiar with the sight of the "tin Lizzie." They cannot construct a road on the island of Islesboro without interrupting this business because there is only one road there right down the island.

This bill was originally introduced by me at the request of the State Highway Commission who said that they had just one day to introduce this resolve and asked me if I would introduce it. I said yes, but in the meantime I will go over the island because I really knew that the sentiment was against it. They said that they had a great many letters on file in favor of the road. I said I would make a poll of the island and get the sentiment of the people and make a report to this committee. I thought that was a fair proposition and that the committee would follow out the mandate of the people. As a result of that I sent to every voter of Islesboro—not the summer people, not the very rich folks, but the people there—a letter from the Highway Commission and a copy of the act. As a result of that I re-

ceived 141 replies, 108 of which stated that they were opposed to this bill, thirty-three being in its favor. I filed those letters with your Ways and Bridges committee, but here is the report in direct opposition to the mandate and will of the people. Now Islesboro roads do not affect you here in any way. There may be five or six of us who, if we live long enough, may have sufficient money and the privilege of going over there and using the road. This is strictly a local road and I believe that the people themselves should be able to wash their own linen.

The SPEAKER: The question before the House is on the motion of the gentleman from Winterport, Mr. Fernald, whereby he asks the House to grant consent to withdraw the bill. Are you ready for the question?

A viva voce vote being doubted, A division of the House was had.

Forty-eight voting in the affirmative and 60 in the negative, permission to withdraw the bill was not granted.

The SPEAKER: The question before the House is the acceptance of the report.

Mr. QUINT of Limerick: Mr. Speaker, I move the acceptance of the report.

Mr. FERNALD: Mr. Speaker, I move the indefinite postponement of the bill.

A viva voce vote being doubted,

A division of the House was had.

Forty-one voting in the affirmative and 65 in the negative, the motion to indefinitely postpone failed of passage.

The SPEAKER: The question before the House is the acceptance of the report, made by the gentleman from Limerick, Mr. Quint. All those in favor of the acceptance of the report will rise and remain standing until counted, and the monitors have returned the count.

Seventy voting in the affirmative and eight in the negative, the report was accepted.

On motion by Mr. Quint, the bill had its two several readings and tomorrow assigned.

On motion by Mr. Burkett of Portland, it was voted that when

the House completes its work this morning, it recess until three o'clock this afternoon.

The SPEAKER: The Chair lays before the House the second today assigned matter, 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, and which came from the Senate, House Amendment A indefinitely postponed and the bill passed to be engrossed as amended by Senate Amendment A in non-concurrence. This was tabled in the House March 20 by Mr. Shaw of Bar Harbor pending reconsideration; and the Chair recognizes that gentleman.

Mr. SHAW: Mr. Speaker, owing to the fact that my colleague, Mr. Graves is under the doctor's care this morning, in order to be fair with him, I move that this be retabled.

A vive voce vote being taken, the bill was retabled, pending reconsideration.

On motion by Mr. Weeks of Dresden, the House voted to take from the table bill an act relating to game birds, H. P. 1389, L. D. 964, tabled by that gentleman earlier in the session.

Mr. WEEKS: Mr. Speaker, I now move that we adopt the amendment.

The SPEAKER: The gentleman from Dresden, Mr. Weeks, moves the adoption of the amendment.

Mr. ANGELL of Saco: Mr. Speaker and members of the House: On behalf of the Committee on Inland Fisheries and Game where this bill was presented and before whom a hearing was held, I think it is only fair to you all, before you vote, that you know something about the evidence that was submitted to that committee and have some idea of the picture that exists in the field at the present time.

Two years ago, at the session of this Legislature, there were several bills presented relative to a close time on partridge, and the evidence submitted showed that our birds, through disease or weather conditions, or some situation that could

not be ascertained, had become depleted to the point where it became a very serious matter. Some of those bills were so extreme as to call for a close time for five years in order that these same birds be given a chance to come back.

The committee at that time felt that in the interests of those who enjoyed bird shooting, and in the interests of the State, that we might conserve that which we had to some extent, and in order to take care of this situation which did exist, that we reduce the season from sixty days or two months to thirty days, feeling that was not a particularly radical act, but that it was rather a conservative way of handling the situation.

At that time there were one or two individuals who seemed to see fit to disregard the situation that actually existed, and in the interests of their own selfish sport, frankly admitting that they were interested in their particular sport, saw fit to oppose that measure, and were defeated. Again at this session of the Legislature they presented a bill calling for a re-arrangement of the bird season to the old season limit of sixty days.

Now from the reports of the Commissioner and his wardens, who we will assume ought to be in a position to know what they are talking about, the birds have come back in wonderful shape, but in nowise to the point where they were before this affliction of whatever nature it may have been which depleted their numbers. Now, we are on the upgrade, and if we are gaining on a disagreeable situation, and hope eventually to arrive to the point where we can raise the limit to the extreme and give a man all the time he wants to shoot, it seems to be the mind of the Commissioner and of the Department and of the Committee who heard this evidence that we continue to be a little bit conservative, and instead of taking the limit off entirely, we will increase the shooting privilege, which we did by ten days, making it a forty-day open season, with the idea that in two years more our bird situation would be back to the point where we could wipe any restriction off the slate and let them have their original sixty days' shooting.

Now it does seem to me that when all over the State of Maine

it is the consensus of opinion that this is a fair and proper regulation, and when the Department, who, as I said before, ought to know what they are talking about, recommended it, that for one man and a few of his intimate friends to come in here and try to amend a measure for their personal satisfaction, at the expense of the best interests of the State, is grossly unfair, and I hope that this House, when it votes on that amendment, will think this over seriously and vote that this amendment does not pass.

Mr. FENLASON of Anson: Mr. Speaker, I have attended the hearings before the Fish and Game Committee quite a lot this winter and heard all the arguments on fish and game, particularly with respect to this bill. This is a special privilege bill, and is built right around one man, and I think Mr. Angell knows what he is talking about, as he was right there all winter. I am in perfect accord with what Mr. Angell has to say.

The SPEAKER: The question is on the motion of the gentleman from Dresden, Mr. Weeks, for the adoption of the amendment. Is the House ready for the question? All those in favor of the adoption of the amendment will say aye; those opposed no.

A viva voce vote being taken, the motion did not prevail, and the bill was given its third reading and was passed to be engrossed.

The SPEAKER: The Chair lays before the House the third today assigned matter, bill an act relating to insurance agents and brokers, H. P. 631, L. D. 539, tabled March 25 by Mr. Fenlason of Anson, pending third reading; and the Chair recognizes that gentleman.

Mr. FENLASON: Mr. Speaker, I move the indefinite postponement of the bill.

Mr. BOWERS of Portland: Mr. Speaker, I hope that the motion of the gentleman from Anson (Mr. Fenlason) will not prevail. This bill means a great deal to one company in the State of Maine. Plenty of evidence was offered in favor of this bill at the hearing and no one spoke in opposition to it. If this bill is indefinitely postponed that

company in the city of Portland is going to suffer greatly by it. I hope that the motion will not prevail.

Mr. STURTEVANT of Livermore: Mr. Speaker, this was introduced into the House with special reference to the Union Mutual Life Insurance Company of Portland, the only large life insurance company in the State of Maine. Under the present laws of the State, non-resident agents, or agents of foreign insurance companies, are not allowed to be licensed here, and because of that fact the Union Mutual Life Insurance Company, which does a large business in many other states besides Maine, is unable to have its agents licensed in other states. It was to remedy this difficulty that this bill was introduced.

As the gentleman from Portland (Mr. Bowers) has just said, there was no opposition to this bill at the hearing. Before the bill was introduced, or before the hearing was had upon it, the matter was taken up with the Maine Life Underwriters' Association, and that association on February 12th passed action favoring this proposed bill.

I have here a letter from the secretary of the Maine Life Underwriters' Association addressed to the Union Mutual Life Insurance Company of Portland.

"Gentlemen: At a meeting of the Maine Life Underwriters' Association, held January 20th, it was voted that the association approve of the proposed non-resident agent license law."

At the hearing the Insurance Commissioner was present, and, while he did not advocate the bill, made no objection to it; and it seems to me that in view of these conditions the bill should receive passage, and I trust that the gentleman's motion to indefinitely postpone does not prevail.

Mr. MacPHERSON of Easton: Mr. Speaker and members of the Eighty-fifth Legislature: I served as a member on the Mercantile Affairs and Insurance Committee, and listened to the proponents of this bill. It has been stated that there was no opposition, which there was not, and I doubt if very many members of the committee really understood just what this meant to the State of Maine. I

wrote but very little life insurance, but, personally, I do not think we should take the bars down and allow the high-powered salesmen to come in here from other states and interfere with the business of citizens of the State of Maine who are duly licensed life insurance agents, and who are here to care for the interests of the State of Maine.

Furthermore, I do not believe we should pass any class legislation showing favoritism to any one particular life insurance company. I cannot see why the Union Mutual Life Insurance Company of Portland, cannot do business in other states just as well as agents in other states can come into the State of Maine and do business. It is, to my mind, just an opening wedge, to allow high-powered salesmen from all over the New England states and from all over the United States to enter in here and take away business that the local men are building up, maintaining business throughout the State, and helping the State as a whole. I am opposed to this bill. Despite the fact that I was a member of the committee, it went by me, and I did not know the teeth in it until I studied it.

Mr. FENLASON: Mr. Speaker, the gentleman from Livermore (Mr. Sturtevant) refers to no opposition. I believe I am the only live man in the House, and it was my duty and job to oppose that bill, but it got by me. If I am the only man here who has made a mistake, then I am in error. I know the gentlemen, the whole of them, on that committee. I have talked with them all. Not one of them, even including the chairman, from Livermore Falls, has ever told me that was a just bill. I offered to recommit that bill last night to avoid any embarrassment to any member of the committee, because I like them and they have treated me fine. I was asked by the gentleman from Livermore Falls if I would not retable the bill last night until this morning, until he saw the Senate chairman, which I was very glad to do. This morning I find it has gone beyond that point; it cannot be recommitted. It was not his fault; it was my fault for not appearing. This bill is built right around the Union

Mutual. It is Mr. Phillips' bill, and the gentleman from Portland, Mr. Plummer, presented it, and he said he didn't know anything more about it than a rabbit, to use a slang phrase. I heard the gentleman from Livermore Falls (Mr. Sturtevant) say they couldn't do business in other states. All right. The report in 1929 from the Maine Insurance Department shows the Union Mutual wrote \$1,185,000. That is a big business, I say. In 1930, they wrote \$850,000, or they dropped off somewhere thirty or forty per cent.

That bill will impose a hardship on every member who writes life insurance in the State of Maine, and it is directly aimed at the life insurance man alone, and there are four or five general insurance men on the committee. I do not blame them for anything, because I was not there. I should have been there. If this had been re-committed, I would have had thirty men, and I do not mean maybe, who were opposed to this bill.

Now I simply wish to say, without further debate, because we have had plenty, that I started in to do business on nothing, and I have built up a pretty fair business; I have paid my bills, and I have had no help from anybody, and I have raised my family and educated them on the proceeds of life insurance.

If there is any scarcity of life insurance agents in the State of Maine, I want these members to vote for this bill, but if they think there are plenty who are doing a legitimate business and that we do not need any assistance from the outside, I ask them to vote for the indefinite postponement of the bill. I thank you.

Mr. PLUMMER of Portland: Mr. Speaker, did I understand the gentleman to use my name?

The SPEAKER: Does the gentleman wish to ask through the Chair if he used your name?

Mr. PLUMMER: I think I heard him. I want to say first, Mr. Speaker, that I did not present the bill, and, secondly, I know a good deal more about the bill than the gentleman knows now. (Laughter) I will say that.

The SPEAKER: The Chair will caution the members pleasantly, to

beware of exceeding their parliamentary customs.

Mr. PLUMMER, continuing: Mr. Speaker, I never say anything with any malice. I am going to say that this matter was taken up with the Portland Delegation, of course, by the Union Mutual. The Union Mutual showed us that they did need a bill of this kind. It was advertised, and when we had the hearing they brought in a letter from the Life Insurance Association, signed by the Clerk, saying that there was no objection to the bill. Also, one of the Life Insurance men appeared before the committee and raised no objection whatever. Now it developed that the objection was by one man who was away at the time, and when he got home he introduced this bill, and it was brought to the committee's attention. But the committee had a hearing, and the bill was endorsed by the Maine Association.

Mr. FENLASON: I would like to ask Mr. Plummer if he is a member of the Maine Association. Are you a member?

The SPEAKER: The gentleman may ask the question through the Chair. The gentleman asks if the member from Portland, Mr. Plummer, is a member of the Maine Association.

Mr. PLUMMER: I am not, Mr. Speaker.

Mr. FENLASON: I am, and I would like to read a letter from a member:

"Dear Earl: There appears to be a bill going through the Legislature that would allow outside agents to come in and secure licenses on the same basis as residents of Maine. This bill is presented to the Legislature from time to time, and has always been rejected because the fire insurance men have been united very determinedly against it. This year it has been confined just to life insurance men, and it has evidently escaped the notice of those opposed to it as I understand no one appeared against it. If this bill becomes a law, it will mean that high pressure agents from Massachusetts and New York can come down to Maine and write business, and they will naturally get the cream of the business and leave the crumbs for the local agents.

"Last year some of the construction companies building highways employed Massachusetts people and a great hue and cry went up from not only the people, but newspapers took up the question and pointed out the unfairness of out-of-state men coming in and taking away the bread and butter from our own people.

"There are a very few who would be benefited by such a change in the law. There are a few agents who had formerly lived in another state and would like to secure a license in their own home towns which they are unable to do under our reciprocal law, but where one man might be benefited, ten men would suffer from the effects of this law.

"Trusting you will be able to defeat this measure, I am

Very truly yours,
(Signed) Freeman M. Grant,
General Agent."

He called me this morning and said if we would have a hearing on that, he could call up about thirty men who were ready to come here next week and oppose that bill. It happened it could not be that way. I have no fault to find; no one was to blame for it; it was a condition that existed; there was no other manner in which I could act on this bill. I thank you.

The SPEAKER: The question before the House is on the motion of the gentleman from Anson, Mr. Fenlason, to indefinitely postpone.

Mr. CARLETON of Portland: Mr. Speaker, I know that it is nearly dinner time and you are all hungry, but I would like to appear in favor of this bill, and I now move that we recess.

A viva voce vote was taken, and the motion to recess did not prevail.

Mr. BOWERS of Portland: Mr. Speaker, I have listened to the last three speakers in opposition to this bill, and it seems to me as though they have tried to point out that Maine is going to get it in the neck. Now I think that the rest of the states offer a more lucrative field for life insurance agents than the State of Maine. The whole purpose of this bill, and the reason it was brought up, was because in the state of New York, where the company which has been referred to in Portland has been selling insur-

ance, they were cut off by the insurance commissioner last year because they have a law on their books that makes a reciprocity clause necessary. We want to be legal. I should say that we are the gainers. If we can go to New York and sell insurance, it would be far better; we get the big end of the horn rather than the New York men who come down here. I cannot see any great inroads into the State of Maine by any other states. We are not a very wealthy state, and I believe there are thirty-four other states in the Union that have this same law on their books.

The fact that the Union Mutual only did a million dollars' worth of business is no indication to my mind that they should not be allowed that privilege and be allowed to increase their business. If this law will help them any, I say "Go to it!"

I have heard a great deal said about supporting the committee; that seems to be the customary advice given to members of the Legislature; and I hope the House will support the committee on this bill and let it continue along. I again reiterate my stand, and this motion to indefinitely postpone I hope will not prevail.

Mr. Fenlason was granted permission to speak the third time.

Mr. FENLASON: Mr. Speaker, answering the gentleman's question: The most of us fellows represent a county or a rural district. We are not qualified to go to New York City and compete with these high powered insurance men.

The trend of the whole United States in summer is to Maine. That is the whole story. What we do get out of our summer business adds quite a lot to the twelve months' period in the year.

Now, gentlemen, it is dinner time. If you want to curtail my living—I know this House does not want to do anything wrong—but if you want to curtail my living and my business that I have built up myself, you have an opportunity to do it. I see no reason why the Life men should be picked out in this case. It does not cover general insurance, but if it did, there would be something doing today. If you want to vote in favor of this bill, that is your privilege, and I will never question it, but if you believe there is no scarcity of in-

surance men in the State of Maine, and if you are sick and tired of high pressure salesmanship, stop and think it over, if you think the business belongs to the local agent, where he has got to service the policy, no matter who writes it—a man from New York can come down and write a big policy and go back and brag about it, but the local agent has got to service it all himself.

Mr. CARLETON: Mr. Speaker, I am surprised that they have brought up these high-pressure salesmen here. I supposed our salesmen in the State of Maine were about as smart as anybody in the United States. I had not supposed we had anyone who was afraid of them.

Here is a matter which is very vital to the Mutual Life Insurance Company of the State of Maine. If this motion prevails, the State of Maine is going to lose a great deal, because the agents of the Mutual Life Insurance Company are not allowed to go into other states. We simply want a chance for the agents of the Union Mutual to go into other states, and we are willing to have agents from other states come in here. I am surprised the agents are afraid of high-pressure salesmen. I think we are just as smart as anybody. He has got a good thing himself, and I do not see any reason why he should be afraid of high-pressure salesmen.

Mr. BURKETT of Portland: Mr. Speaker, the Union Mutual Life Insurance Company is a long-established and honorable concern in which a lot of Maine people are interested, and of which Portland is proud and the State of Maine ought to be proud. I do not believe, if we pass this bill, very many agents from New York would come down and compete very successfully with the gentleman from North Anson in his territory or do very much to harm any other life insurance agent in the State of Maine. I move the previous question.

The SPEAKER: The gentleman from Portland, Mr. Burkett, moves the previous question. As many as are in favor of the Chair entertaining the previous question will rise and stand in their places un-

til counted and the monitors have returned the count.

A sufficient number arose.

The SPEAKER: The question now before the House is shall the main question be now put? As many as are in favor of the Chair putting the main question now will say aye; as many as are opposed will say no.

A viva voce vote being taken, the motion that the main question be now put prevailed.

The SPEAKER: The pending question is on the motion of the gentleman from Anson, Mr. Fenlason, that the measure be indefinitely postponed. All those in favor of indefinite postponement will say aye; those opposed no.

A viva voce vote being doubted,

A division of the House was had, Seventy-one having voted in the affirmative and 36 in the negative, the motion to indefinitely postpone prevailed.

On motion by Mr. Allen of Sanford, the House recessed until three o'clock this afternoon.

After Recess (3 P. M.)

The following papers from the Senate were taken up out of order under suspension of the rules.

Papers from the Senate disposed of in concurrence.

From the Senate: Final reports of the committee on
Interior Waters.
Library.

Manufactures.
Pownal State School.
State School for Boys, State School for Girls and State Reformatories.

State Lands and Forest Preservation.

Comes from the Senate, read and accepted.

In the House, read and accepted in concurrence.

Senate Bills In First Reading

S. P. 579, L. D. 951: An act to require full returns of expenditures in primary elections and to provide for publicity in connection therewith.

S. P. 584, L. D. 952: An act providing for the enlistment of members of the State Highway Police.

S. P. 586, L. D. 955: Resolve appropriating money to pay pauper claims heretofore approved by the committee on Claims.

S. P. 374, L. D. 478: An act relating to industrial education.

S. P. 84, L. D. 96: An act relating to hunting licenses.

S. P. 85, L. D. 97: An act relating to penalties for violations of rules and regulations of the Department of Inland Fisheries and Game.

From the Senate: Bill an act for the taxation of bill boards and the regulation and control of outdoor advertising, H. P. 29, L. D. 44, on which the House voted to accept the majority report of the committee, ought to pass, on March 24th.

Comes from the Senate with the minority report of the committee, ought not to pass, accepted in non-concurrence.

In the House, on motion by Mrs Day of Gorham, that body voted to insist and ask for a committee of conference.

The SPEAKER: The Chair will announce that committee of conference at the morning session tomorrow.

From the Senate: Report of the committee on Public Health reporting ought not to pass on bill an act regarding the practicing of any healing art or science (H. P. 1105) (L. D. 683), which was recommitted to the committee on Public Health in the House yesterday.

Comes from the Senate with the report of the committee accepted in non-concurrence.

In the House, on motion by Mr. Bidle of Portland, that body voted to insist and ask for a committee of conference.

The SPEAKER: The Chair will defer its appointments on this committee until tomorrow morning.

From the Senate: Bill an act regulating the transportation of poultry, H. P. 777, L. D. 323, which was passed to be engrossed in the House March 18th.

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

In the House: Senate Amendment A read and that body voted to reconsider its action whereby this bill was passed to be engrossed.

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

Reports of Committees

The following Reports of Committees were taken up out of order under suspension of the rules

Mr. MacKinnon from the Committee on Inland Fisheries and Game reported ought not to pass on bill an act to increase the bounty on bobcats (H. P. 7).

Mr. Angell from same Committee reported same on bill an act relating to fishing in inland waters in the town of Surry, Hancock County, Maine, (H. P. 102) as legislation is inexpedient.

Same gentleman from same Committee reported same on bill an act relating to the taking of smelts in Bluehill, in the county of Hancock (H. P. 130) as legislation is inexpedient.

Mr. MacKinnon from same Committee reported same on bill an act opening Upper and Lower Cold Stream Ponds to ice fishing (H. P. 734) (L. D. 256).

Reports read and accepted and sent up for concurrence.

Mr. Blanchard from the Committee on Taxation reported ought not to pass on bill an act to raise an excise tax on corporations organized for making, generating, selling, distributing and supplying electricity or electric current for power, lighting, heating, manufacturing or mechanical purposes (H. P. 995) (L. D. 677).

Mr. ASHBY of Fort Fairfield: Mr. Speaker, I move that the report lie on the table.

A viva voce vote was doubted. A division of the House was had. Fifty-six voting in the affirmative and none in the negative, the motion to table, pending acceptance of the report, prevailed.

Mr. Morse from the Committee on Salaries and Fees on bill an act relating to subordinate officers of the House of Representatives (H. P. 1109) reported same in a new draft (H. P. 1413) under same title and that it ought to pass.

Mr. Angell from the Committee on Inland Fisheries and Game on bill an act relating to catching of smelts in fresh water streams (H. P. 952) (L. D. 431) reported same in a new draft (H. P. 1414) under same title and that it ought to pass.

Mr. MacKinnon from the Committee on Inland Fisheries and Game and Sea and Shore Fisheries jointly on bill an act to regulate salmon fishing on the Penobscot River (H. P. 559) (L. D. 723) reported same in a new draft (H. P. 1415) under same title and that it ought to pass.

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

Same gentleman from the Committee on Inland Fisheries and Game reported ought to pass on resolve in favor of the town of Hampden for a fishway. (H. P. 1076)

Same gentleman from same Committee reported same on resolve appropriating money to remodel, rebuild and repair the fishways in the St. Croix River in Calais, county of Washington. (H. P. 805)

Reports read and accepted and the Resolves ordered printed under the Joint Rules.

Passed to Be Enacted

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

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

(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 limit on notices in re hearings on licenses on wharves and fish weirs.

(H. P. 97) (L. D. 68) An act relative to issuing licenses after violation of the Fish and Game Laws.

(H. P. 123) (L. D. 350) An act relating to life insurance policies.

(H. P. 668) (L. D. 889) An act relating to fly-fishing for salmon and shad in Kennebec River.

(H. P. 839) (L. D. 321) An act to extend the free employment service. (Tabled by Mr. Carleton of Portland pending passage to be enacted.)

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

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

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

The SPEAKER: The House is now proceeding under orders of the day. Are there any matters that can be taken from the table?

On motion by Mr. McCart of Eastport, it was voted to take from the table the fourth unassigned matter on today's calendar, House Amendment A to Senate Amendment A to bill an act to amend Section 118 of Chapter 29 of the Revised Statutes, tabled on March 23rd by that gentleman pending adoption.

Mr. McCART: Mr. Speaker, I yield to the gentleman from Portland, Mr. Bowers.

Mr. BOWERS: Mr. Speaker, I would like permission of the House to withdraw House Amendment A to this bill. I would like to explain that this was handed to me by some one in the Senate about three minutes before the House met the other day with a request to introduce it and I said that I would. I find, after looking into it, that it changes the whole outlook and the purpose of this bill. I would not have troubled you with it if I had had a little more time with it.

Permission being granted the amendment was withdrawn.

On motion by Mr. Bowers, Senate Amendment A was adopted in concurrence, and the bill as amended had its third reading and was passed to be engrossed in concurrence.

On motion by Mr. White of Dyer Brook it was voted to take from the table the 6th unassigned matter. House Report ought to pass in new draft of the Committee on Inland Fisheries and Game on bill an act to change the closed time on deer in the northern counties, H. P. 22, L. D. 33, new draft, H. P. 1387, L. D. 958, tabled by that gentleman March 24, pending acceptance of the report.

Mr. WHITE: Mr. Speaker, I now yield the floor to the gentleman from Masardis, Mr. Smith.

On motion by Mr. Smith the report was accepted, and the rules were suspended and the bill had its two several readings, and tomorrow assigned.

Mr. SMITH: Mr. Speaker, I

would like to offer House Amendment A and move its adoption.

The SPEAKER: The gentleman from Masardis, Mr. Smith, moves to reconsider the action whereby tomorrow was assigned for the third reading of this bill.

The motion prevailed, and that gentleman offered House Amendment A and moved its adoption.

House Amendment "A" to H. P. 1387, Bill "An Act to Change the Closed Time on Deer in the North-eastern Counties."

Amend said Bill by inserting after the word "hereby" in the second line, the words "amended by striking out the word "Aroostook" in the second line thereof and is hereby further'.

Further amend said Bill by inserting after the word "inclusive" in the eleventh line, the following: 'Said section sixty-one is hereby further amended by inserting after the word "inclusive" in the fourth line of said section the words "and in the County of Aroostook from the first day of December of each year to the fifteenth day of October of the following year, both dates inclusive"'.

Further amend said bill by striking out the word "Aroostook" in the fourteenth line thereof, and inserting after the word "inclusive" in the seventeenth line of said Bill the words 'and in the County of Aroostook from the first day of December of each year to the fifteenth day of October of the following year, both days inclusive'.

A viva voce vote being taken, the amendment was adopted and tomorrow assigned for third reading.

On motion by Mr. Quint of Limerick, it was voted to take from the table the 13th unassigned matter Senate report ought to pass of the committee of Judiciary on bill an act relating to trial terms in York county, S. P. 418, L. D. 525, which came from the Senate referred to the York county delegation, tabled March 25 by Mr. Quint of Limerick pending acceptance of the report.

Mr. QUINT: Mr. Speaker, I would like to yield the floor to the gentleman from Sanford, Mr. Allen.

Mr. ALLEN of Sanford: Mr. Speaker and members of the House: This is a Senate report ought to

pass on a bill relating to trial terms in York county, tabled by Mr. Quint yesterday afternoon. It comes from the Senate referred to the York county delegation. I would like to move at this time that the report of the committee ought to pass be accepted.

The motion prevailed.

Mr. ALLEN: Mr. Speaker, I now move that it have its two several readings at this time.

The SPEAKER: The Chair would inform the gentleman that the calendar is wrong in the printing, it comes from the Senate referred to a special committee of the York county delegation.

Thereupon the bill had its two several readings, and tomorrow assigned.

Mr. BLAISDELL of Franklin: Mr. Speaker, if I may be allowed, I would move to take from the table both the 11th and 12th unassigned matters at the same time as they both pertain to identically the same thing.

Permission was granted.

Mr. BLAISDELL: Mr. Speaker, I am speaking now on the matter of the city charter of the city of Waterville. I am not speaking in any personal capacity at all, but merely to give to the House the position and the attitude of the committee on Legal Affairs. In both of these bills, numbers 11 and 12 on the calendar of today, the report of the Committee on Legal Affairs is nine to one, ought not to pass. I have no doubt but that the city of Waterville would have been granted a charter if only one bill had been presented before the committee. There was a very fine delegation came down from Waterville—splendid, intelligent, business men; but they were hopelessly separated and apart in their methods of proceeding to get the charter. They could not agree and so they gave us two charters and asked us to report them both ought to pass or both ought not to pass. The Committee on Legal Affairs did not feel it wise to send back to the city of Waterville two charters for the people down there to vote on, especially where the important and influential citizens of the city were unable to agree on either one of them, and so we were practically forced to report as we have reported, nine to

one. The feeling of the committee was that it would result in the electorate of Waterville going to the polls, and, being confused, would feel that they ought to vote for one or the other and thereby pass one of them; so the Committee on Legal Affairs takes the position that Waterville and its citizens must get together and come before us with one specified, unified charter, and then no doubt the Committee on Legal Affairs would be glad to improve their government by reporting ought to pass. We could not do so in this particular situation. Mr. Speaker, I have no motion to make.

The SPEAKER: The motion already before the House, the pending motion upon the 11th matter is the motion of the gentleman from Waterville, Mr. Picher, that the minority report, ought to pass, be accepted; and the Chair recognizes that gentleman.

Mr. PICHER: Mr. Speaker, I think I can appreciate the feelings of the Legal Affairs Committee in regard to these two charters; but I wish to bring out one point, if I may, the fact that both of these charters were sponsored by the Chamber of Commerce in Waterville, and a delegation from the Chamber of Commerce appeared before the Legal Affairs Committee, as well as representatives from the city government and representative citizens. No objection was voiced to either one of those charters. It is useless for us to orate on the principles or the merits of either of these charters here. The principle is this, that, if the people of Waterville—if you do not believe the people of Waterville are able to pick out just what they want in view of the fact that there was no objection to either one of these charters, there is a referendum attached to both and it is a local issue only, and it seems to me that the Legal Affairs Committee of course is protecting itself. They are really out of their jurisdiction in a way. I move that the minority report be accepted.

The SPEAKER: The motion before the House is on the acceptance of the minority report, ought to pass, on the 11th unassigned matter, H. P. 837, L. D. 319. All those in favor of the acceptance of the mi-

nority report, ought to pass will rise and remain standing until counted and the monitors have returned the count.

A division being had,

Thirty-six voting in the affirmative and six in the negative, the motion to accept the minority report ought to pass prevailed.

On motion by Mr. Picher the rules were suspended, the bill had its two several readings and tomorrow assigned.

The SPEAKER: The twelfth unassigned matter is House report, majority report, ought not to pass, and minority report ought to pass of the committee on Legal Affairs on bill an act relating to the charter of the city of Waterville, H. P. 829, L. D. 372, tabled by the gentleman from Franklin, Mr. Blaisdell March 25, the pending question being the motion of the gentleman from Waterville, Mr. Berry, that the minority report be accepted.

Mr. BERRY: Mr. Speaker, I move that the minority report be accepted.

A viva voce vote being doubted,

A division was had,

Forty-one voting in the affirmative and 14 in the negative, the minority report was accepted; and on further motion by the same gentleman the rules were suspended, the bill had its two several readings and tomorrow assigned.

On motion by Mr. Carleton of Portland, a viva voce vote being taken the House voted to reconsider its action whereby it passed to be engrossed resolve in favor of the Central Maine Sanatorium for the construction and equipment of a schoolhouse.

Mr. CARLETON: Mr. Speaker, I offer House Amendment A and move its adoption.

House Amendment A.

Amend said resolve by adding to the end thereof the words "said sum to be available from surplus revenue funds."

The amendment was adopted by a viva voce vote, and the resolve as amended was passed to be engrossed.

On motion by Mr. Carleton of Portland, a viva voce vote being taken, the House voted to reconsider its action whereby Senate Paper 234, L. D. 898, resolve in favor of

the Central Maine Sanatorium for the construction and equipment of an additional building for patients was passed to be engrossed.

Mr. CARLETON: Mr. Speaker, I offer House Amendment A and move its adoption as follows:

Amend said resolve by adding to the end thereof the words "said sum to be available from surplus revenue funds".

The amendment was adopted by a viva voce vote and the resolve as so amended was passed to be engrossed.

On motion by Mr. Carleton of Portland, a viva voce vote being taken, the House voted to reconsider its action whereby Senate Paper 272, L. D. 902, resolve in favor of the Northern Maine Sanatorium for employees' building was passed to be engrossed.

Mr. CARLETON: Mr. Speaker, I now offer House Amendment A and move its adoption, as follows:

Amend said resolve by adding to the end thereof the words "said sum to be available from surplus revenue funds."

A viva voce vote being taken, the amendment was adopted, and the resolve as so amended was passed to be engrossed.

On motion by Mr. Carleton of Portland, a viva voce vote being taken, the House voted to reconsider its action whereby Senate Paper 241, L. D. 904, resolve in favor of the Central Maine Sanatorium for enlargement of the Nurses' Home was passed to be engrossed.

Mr. CARLETON: Mr. Speaker, I offer House Amendment A and move its adoption as follows:

Amend said resolve by adding to the end thereof the words "said sum to be available from surplus revenue funds."

The amendment was adopted by a viva voce vote, and the resolve as so amended was passed to be engrossed.

On motion by Mr. Carleton of Portland, it was voted to take from the table S. P. 595, resolve in favor of the Pownal State School for additions and improvements, tabled by that gentleman this morning, the pending question being the acceptance of the report in concurrence.

On further motion by Mr. Carleton it was voted to accept the report in concurrence. Thereupon the resolve had its first reading.

Mr. CARLETON: Mr. Speaker, I offer House Amendment A and move its adoption as follows:

Amend said resolve by adding to the end thereof, the words "the sum of twenty thousand dollars for laundry building and equipment to be taken from surplus revenue funds."

A viva voce vote being doubted,

A division of the House was had, Fifty-eight voting in the affirmative and none in the negative, the amendment was adopted, and tomorrow assigned for second reading.

On motion by Mr. Carleton of Portland, it was voted to take from the table, H. P. 943, L. D. 996, resolve in favor of the Augusta State Hospital for new construction.

Mr. CARLETON: Mr. Speaker, I now offer House Amendment A and move its adoption as follows:

Amend said resolve by adding to the end thereof the words "said funds to be taken from surplus revenue construction fund."

A viva voce vote being taken, the amendment was adopted and tomorrow assigned for second reading.

On motion by Mr. Smith of Waterboro, it was voted to take from the table the 19th unassigned matter, House report, ought not to pass of the committee on Mercantile Affairs and Insurance on bill an act to amend the form of standard policy H. P. 213, L. D. 493, tabled March 25 by that gentleman pending acceptance of the report; and on further motion by the same gentleman, the report was accepted.

On motion by Mr. Friend of Skowhegan, it was voted to take from the table the 8th unassigned matter, Senate report ought to pass in new draft of the committee on Salaries and Fees on bill an act to increase the salary of the sheriff of Somerset county, S. P. 99, new draft, S. P. 576, L. D. 912, tabled by that gentleman March 25, pending the acceptance of the report in concurrence; and on further motion

by the same gentleman the report was accepted in concurrence, the bill had its two several readings and tomorrow assigned.

On motion by Mr. Fenlason of Anson, it was voted to take from the table the report of the committee on Inland Fisheries and Game, ought to pass, on bill an act closing Oosoola Stream, in Norridge-wock, to hunting and trapping, H. P. 99, L. D. 70, tabled by that gentleman this morning, pending acceptance of the report; and on further motion by the same gentleman the report was accepted, the rules were suspended and the bill had its two several readings and tomorrow assigned.

Communication from the Attorney-General

“March 26, 1931.

To the Honorable Speaker and House of Representatives:

Only the Law Court can rule on the constitutionality of legislation. My own opinion, however, is that House Paper No. 1169, Legislative Document No. 750, referred to in the House order of March 25, 1931, is unconstitutional under the Federal Constitution and the Constitution of the State of Maine. It purports to confiscate property arbitrarily without due process of law.

This answer to the first of the two questions which the House puts to me make unnecessary a reply to the second.

Respectfully submitted,
(Signed)

CLEMENT ROBINSON
Attorney General”

Th communication was received and ordered placed on file.

On motion by Mr. Hathaway of Milo.

Adjourned until tomorrow morning.