

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

SENATE

Thursday, March 5, 1931

Senate called to order by the President.

Prayer by the Rev. William R. Wood of Augusta.

Journal of yesterday read and approved.

Papers from the House disposed of in concurrence.

From the House:

An act to incorporate the Knox Water District. (S. P. 195, L. D. 158)

(In the Senate February 26 "ought not to pass" report accepted.)

In the House, recommitted to the Committee on Judiciary in non-concurrence.

In the Senate:

Mr. SLOCUM of Cumberland: Mr. President, I move that we recede and concur with the House.

Mr. WEEKS of Somerset: Mr. President, this bill was heard by the Committee on Judiciary and given full consideration. There were some politics involved in the bill but there was no demand of any kind shown for the passing of this bill. The Committee, after a very full hearing, reported "ought not to pass," and I hope that the motion of the Senator from Cumberland (Senator Slocum) will not prevail.

Mr. SLOCUM: Mr. President, I have no personal interest in this matter, but a member of the House told me that at the hearing before the Committee there was apparently no demand for the measure. Since the hearing, however, numerous petitions have been circulated in the area affected and they have asked for a rehearing that these petitions might be considered along with the measure.

The PRESIDENT: The question before the Senate is on the motion of the Senator from Cumberland, Senator Slocum, that the Senate recede and concur.

A viva voce vote being had

The motion to recede and concur failed.

Mr. WEEKS: Mr. President, I move that we adhere.

The motion to adhere prevailed.

From the House:

The Committee on Judiciary reported ought not to pass on bill An act to authorize the trustees of York Water District to make and enforce certain rules and regulations. (H. P. 577, L. D. 199)

In the House, report read and accepted.

In the Senate, on motion by Mr. Murchie of Washington, tabled pending acceptance in concurrence.

From the House:

The Committee on Education on bill, An act relating to State Aid for Academies (H. P. 83, L. D. 56); reported that the same ought to pass.

In the House, report read and accepted and the bill given its first reading.

In the Senate, on motion by Mr. Littlefield of York, tabled pending acceptance of report in concurrence.

From the House:

The Committee on Legal Affairs on bill An act to enable special officers of Bangor Police to receive benefits of departments (H. P. 614, L. D. 214) reported the same in a new draft (H. P. 1189, L. D. 778) under the same title and that it ought to pass.

In the House, report read and accepted and the bill given its first reading.

In the Senate, on motion by Mr. Crosby of Penobscot, tabled pending acceptance of the report in concurrence.

House Bills in First Reading

An act relating to fishing in Spear Stream in Peru. (H. P. 187, L. D. 137)

An act relating to the Highway Commission of Lewiston. (H. P. 1190, L. D. 779)

An act to grant a new charter to the city of Bangor. (H. P. 1193, L. D. 782)

An act to provide a penalty for circulating false reports concerning banks and loan building associations. (H. P. 1194, L. D. 781)

An act relating to Loan and Building Associations. (H. P. 1191, L. D. 780)

Act relating to the town of Standish. (H. P. 434, L. D. 719)

The following petition was received and on recommendation by the committee on reference of bills was referred to the following committee:

Pensions

Mr. Page of Somerset: petition of E. L. Hight et als in favor of Old Age Pension.

Sent down for concurrence.

Orders

On motion by Mr. Aldrich of Sagadahoc, it was

Ordered, the House concurring that the Committee on Ways and Bridges return to the Senate, S. P. 342. An act relating to approach to bridge in the Town of Topsham. Sent down for concurrence.

Committee Reports

Mr. Weatherbee from the Committee on Claims on Resolve to reimburse Reed Plantation for support of D. S. Farrar a person having no known settlement in the state. (S. P. 6); reported that the same ought not to pass.

The same senator from the same committee reported same on Resolve in favor of Ernest H. Rhodes of South Berwick compensating him for damage and destruction of poultry by foxes. (S. P. 181)

Mr. Crockett from the Committee on Library reported same on Resolve for the purchase of monograph on geology, conchology and botany of Maine. (S. P. 313)

Which reports were severally read and accepted.

Sent down for concurrence.

Mr. Crockett from the Committee on Library on Resolve for the purchase of Maine Legislature 1820-1931. (S. P. 211); reported the same in a new draft (S. P. 530) under the same title and that it ought to pass.

Mr. Small from the Committee on Public Health on bill An act relating to the manufacture of beverages. (S. P. 332, L. D. 302) reported the same in a new draft (S. P. 531) under the same title and that it ought to pass.

Mr. Crockett from the Committee on Library on Resolve for the purchase of one hundred copies of the history of the town of Cushing. (S. P. 325) reported that the same ought to pass.

The same senator from the same committee reported same on Re-

solve for the purchase of the history of York, Maine. (S. P. 212)

The same senator from the same committee reported same on Resolve for the purchase of one hundred copies of "Pioneers on Maine rivers" (S. P. 513)

Mr. St. Clair from the Committee on State School for Boys, State School for Girls and State Reformatories reported same on Resolve in favor of State Reformatory for Men. (S. P. 154)

(On motion by Mr. Bissett of Cumberland, tabled pending acceptance of the report.)

Which reports were severally read and accepted and the bill and resolves laid upon the table for printing under joint rules.

Passed to be Engrossed

An act relating to catching smelts in Salt pond in the towns of Bluehill, Sedgwick and Brooklin. (H. P. 153, L. D. 767)

An act to amend an act entitled An act to incorporate the city of Brewer High School District. (H. P. 613, L. D. 213)

An act relating to lobster fishing in waters adjacent to Crichtaven. (H. P. 663, L. D. 768)

An act relating to Hancock County Publishing Company. (H. P. 817, L. D. 769)

An act relating to Mount Hope Cemetery Corporation. (H. P. 827, L. D. 770)

An act relating to the counting and sealing of ballots. (H. P. 835, L. D. 317)

An act relating to removal of patients from State Hospitals when requested; towns may become liable for support on failure to remove. (H. P. 974, L. D. 495)

An act relating to the exemptions of estates from taxation. (H. P. 997, L. D. 439)

An act to designate certain waters of the Kennebec River as Wyman lake. (H. P. 1131, L. D. 706)

An act in regard to qualifications of teachers. (H. P. 1186, L. D. 771)

An act relating to probation of officers for Cumberland county. (H. P. 1187, L. D. 772)

(On motion by Mr. Jackson of Cumberland, tabled pending second reading.)

An act providing appeals in certain tax cases. (H. P. 1188, L. D. 773)

Resolve in favor of the town of Stetson. (S. P. 4, L. D. 790)

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

An act to change the name of Soward Island to Treasure Island. (S. P. 142, L. D. 713)

An act relating to fishing in Long lake, Kennebec county. (S. P. 185, L. D. 795)

An act to regulate fishing in Moose Horn lake, formerly known as Shaw pond, in Somerset county. (S. P. 188, L. D. 792)

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

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

Resolve in favor of John T. Pratt. (S. P. 523, L. D. 794)

Resolve in favor of Coyt Ingraham of Knox. (S. P. 524, L. D. 793)

On motion by Mr. Weeks of Somerset, the Senate voted to reconsider its action just taken whereby Resolve in favor of John T. Pratt (L. D. 794) was passed to be engrossed; and on further motion by the same senator the resolve was laid upon the table pending passage to be engrossed.

On motion by Mr. Weeks of Somerset, the Senate voted to reconsider its action just taken whereby Resolve in favor of Coyt Ingraham of Knox (L. D. 793) was passed to be engrossed; and on further motion by the same senator the resolve was laid upon the table pending passage to be engrossed.

Passed to be Enacted

An Act authorizing the county commissioners of Lincoln county to transfer certain real estate. (S. P. 194, L. D. 581)

An Act relating to capital stock of Trust Companies. (S. P. 266, L. D. 239)

An Act to authorize the merging of Pine Grove Cemetery of Portland, Maine, with Evergreen Cemetery of Portland, Maine. (H. P. 610, L. D. 210)

An Act relating to organization of Trust Companies. (H. P. 691, L. D. 223)

An Act relating to qualifications

of Trust Company directors. (H. P. 692, L. D. 224)

An Act relating to increase of capital stock of Trust Companies. (H. P. 722, L. D. 253)

An Act to repeal the special law relating to political caucuses in the city of Bangor. (H. P. 746, L. D. 267)

An Act to increase the powers of the Portland High School Athletic Field Commission. (H. P. 749, L. D. 268)

An Act relating to commitments to the Reformatory for Women. (H. P. 752, L. D. 271)

An Act relating to steam and gasoline engines. (H. P. 830, L. D. 313)

Finally Passed

Resolve, providing for an increase in state pension for Annie M. Welch of Kennebunk. (S. P. 114, L. D. 593)

Resolve, for state pension in favor of Rena Cooley, of Augusta. (S. P. 116, L. D. 594)

Resolve to repeal a resolve providing for a state pension for Frank A. Choate. (S. P. 146, L. D. 595)

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

Resolve providing for a state pension for Carl Newton of Lewiston. (S. P. 215, L. D. 597)

Resolve providing for a state pension for Maria E. Collins of Chelsea. (H. P. 125, L. D. 590)

Resolve providing for a state pension for Meda C. Peabody of Dixmont. (H. P. 1070, L. D. 591)

Mr. CROSBY of Penobscot: Mr. President, I would like to inquire whether the bill to incorporate the Maine Heating Corporation was read?

The PRESIDENT: The Chair is advised that it does not appear in the list of enactors.

(Emergency Measure)

"Resolve to appropriate moneys for the payment of certain claims and departmental and institutional overdrafts or anticipated overdrafts for which no legislative appropriation has been made and to provide for carrying on the activities of departments and institutions for

the remaining months of the fiscal year ending June thirty, 1931 and for other purposes." (H. P. 1068, L. D. 592)

Which resolve being an emergency measure, and having received the affirmative vote of 28 members of the Senate, was finally passed, and having been signed by the President was by the Secretary presented to the Governor for his approval.

Orders of the Day

Mr. Aldrich of Sagadahoc presented the following order and moved its passage:

Ordered, the House concurring, that the Highway Commission be and hereby is requested to forthwith furnish two hundred and fifty copies of a map showing by appropriate markings the situation as to constructive state highways at the present time and what the situation will be as to constructive state highways after the so-called "Four year program" has been completed, indicating the location and type of construction of state highways.

On motion by Mr. Kitchen of Aroostook, the order was thereupon laid upon the table.

Mr. Aldrich of Sagadahoc presented the following order and moved its passage:

Ordered, the House concurring, that the Highway Commission be and hereby is directed to forward to the Legislature a statement of the so-called "Four year program for the construction of state highways."

Thereupon on motion by Mr. Kitchen of Aroostook, the order was laid upon the table.

On motion by Mr. Bissett of Cumberland, the Senate voted to take from the table, Resolve in favor of State Reformatory for Men, (S. P. 154), tabled by that Senator earlier in today's session pending acceptance of report of committee "ought to pass;" and on further motion by the same Senator, the report of the committee was accepted, and the resolve was laid upon the table pending first reading.

On motion by Mr. Towle of Kennebec, the Senate voted to take from the table, An act to prevent the polluting of the waters of the West Basin of China Lake, (L. D. 116), tabled by that Senator on March 3rd pending passage to be engrossed; and on further motion by the same Senator, the bill was passed to be engrossed.

Sent down for concurrence.

On motion by Mr. Littlefield of York, the Senate voted to take from the table, An act relating to the care of children of women committed to the Reformatory for women, (L. D. 756), tabled by that Senator on March 4th, pending second reading; and on further motion by the same Senator, the bill received its second reading and was passed to be engrossed.

Sent down for concurrence.

On motion by Mr. Littlefield of York, the Senate voted to take from the table, An act relating to prosecutions and violations of the liquor law, (L. D. 450), tabled by that Senator on March 4th pending second reading; and on further motion by the same Senator, the bill received its second reading and was passed to be engrossed.

Sent down for concurrence.

On motion by Mr. Littlefield of York, the Senate voted to take from the table, An act relating to underpasses, at North Kennebunkport and Saco, (H. P. 870), tabled by that Senator on February 5th, pending reference in concurrence; and on further motion by the same Senator, the bill was referred to the Committee on Ways and Bridges in concurrence.

On motion by Mr. Crosby of Penobscot, the Senate voted to take from the table, An act to enable special officers of Bangor Police to receive benefits of departments, (L. D. 214), tabled by that Senator earlier in today's session pending acceptance of the report of the committee; and on further motion by the same Senator the report of the committee "ought to pass" was accepted.

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

"Senate Amendment A to Legislative Document 214.

"Amend said bill by striking out the word 'approval' in the first sentence of Section 2 of the printed bill and substituting in place thereof the word 'approved.' So that as amended said bill shall read as follows: 'Section 2. This act shall not

take effect until approved by the Board of Aldermen of the City of Bangor'."

Thereupon, Senate Amendment A was adopted; and on further motion by the same Senator the bill as so amended received its first reading.

On motion by Mr. Crockett of York

Adjourned until tomorrow morning at ten o'clock.