

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Legislative Record

OF THE

Eighty-Fifth Legislature

OF THE

STATE OF MAINE

1931

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

SENATE

Thursday, March 12, 1931
Senate called to order by the President.

Prayer by the Rev. Stanley Manning of Augusta.

Journal of yesterday read and approved.

The President announced the appointment of Mr. Leland of Piscataquis of the Senate as called for in the Joint order relative to examining into the natural beauties and historical spots with a view of purchasing same and creating a system of State Parks.

Papers from the House disposed of in concurrence.

From the House:

The Committee on Banks and Banking on bill An act to place holding companies of Banks and Trust Companies and investment affiliates under the supervision of the Bank Commissioner (H. P. 1007, L. D. 544); reported that the same ought not to pass.

In the House, report read and accepted.

In the Senate, on motion by Mr. Slocum of Cumberland, tabled pending acceptance in concurrence.

From the House:

The Committee on Banks and Banking on bill An act relating to Loans on Trust and Banking Companies' capital stock (H. P. 1082, L. D. 658); reported that the same ought not to pass.

In the House, report read and accepted.

In the Senate, on motion by Mr. Slocum of Cumberland, tabled pending acceptance in concurrence.

From the House:

The majority of the Committee on Towns on bill An act to re-establish the town line between the towns of Hancock and Lamoine (H. P. 65, L. D. 42); reported that the same ought not to pass. (Signed)

SPEAR—Cumberland
LITTLEFIELD—York
WEYMOUTH—Penobscot
ROBIE—Westbrook
RICHARDSON—So. Portland
LITTLEFIELD—Monroe
HATCH—Lovell
THOMAS—Harpsswell

The minority of the same committee on the same subject reported that the same ought to pass. (Signed)

PATTERSON—Freeport
KENT—Benton

In the House, the minority report accepted, House amendment "A" adopted and the bill passed to be engrossed as amended by House amendment "A".

In the Senate, on motion by Mr. Southard of Kennebec, tabled pending acceptance of minority report ought to pass in concurrence.

House Bills in First Reading

Resolve in favor of E. M. Wylie of Pittston. (H. P. 1272, L. D. 324)

Resolve in favor of Christine Libby to compensate for damage done by dogs. (H. P. 519, L. D. 323)

An act relative to the trapping of fur-bearing animals. (H. P. 106, L. D. 75)

An act authorizing Commissioner of Inland Fisheries and Game to take necessary steps to exterminate vermin. (H. P. 536, L. D. 169)

An act relating to personal recognizances in fish and game violations. (H. P. 557, L. D. 191)

An act relating to fee for game and fur bearing licenses. (H. P. 397, L. D. 226)

An act relative to corporations without capital stock. (H. P. 958, L. D. 449)

An act to grant a new charter to the city of Brewer. (H. P. 597, L. D. 220)

An act relating to the charter of Old Town. (H. P. 831, L. D. 314)

An act to prohibit the catching of smelts in the Cathance river, except by hook and line. (H. P. 132, L. D. 315)

An act to regulate the taking of clams in the town of Sullivan. (H. P. 666, L. D. 817)

An act relating to a road in the town of Ludlow. (H. P. 1273, L. D. 822)

An act relating to the construction of a road in the city of Augusta. (H. P. 880, L. D. 318)

An act relating to the construction of a road in the town of Oakland. (H. P. 884, L. D. 319)

An act relating to the construction of roads in the town of Sidney. (H. P. 885, L. D. 320)

An act relating to the construction of a road in the town of Athens. (H. P. 891, L. D. 821)

From the House:

The Committee on Inland Fisheries and Game on bill, An act relating to length and daily limit of fish in Stanley Ponds, in Hiram and Porter, county of Oxford (H. P. 534, L. D. 167); reported that the same ought to pass.

In the House, report read and accepted and the bill given its several readings and passed to be engrossed.

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

From the House:

The Committee on Inland Fisheries and Game on bill, An act to regulate fishing in Wilson Lake in the town of Wilton in the county of Franklin (H. P. 539, L. D. 172); reported that the same ought to pass.

In the House, report read and accepted and the bill given its several readings and passed to be engrossed.

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

From the House:

The Committee on Inland Fisheries and Game on bill, An act to regulate fishing in Hill's pond in Perkins Plantation in the County of Franklin (H. P. 540, L. D. 173); reported that the same ought to pass.

In the House, report read and accepted and the bill given its several readings and passed to be engrossed.

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

From the House:

The Committee on Inland Fisheries and Game on bill, An act regulating fishing in Cupsuptic lake tributaries (H. P. 545, L. D. 179); reported that the same ought to pass.

In the House, report read and accepted and the bill given its several readings and passed to be engrossed.

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

Mr. BOULTER of York: Mr. President, I would like to make an explanation as to my reason for

tabling these bills. The Committee has had under consideration the matter of putting all the bills relating to fishing, in blanket form. The Committee believe that that would save a great deal of trouble. These bills have all been through the House and I feel that the Senate should have an explanation as to why I am asking to have them tabled at this time.

From the House:

The Committee on Inland Fisheries and Game on bill, An act opening Upper and Lower Cold Stream ponds to ice fishing (H. P. 734, L. D. 256); reported that the same ought to pass.

In the House, report read and accepted and the bill given its several readings and passed to be engrossed.

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

The following remonstrances were received and on recommendation by the committee on reference of bills were referred to the following committee:

Legal Affairs

Mr. St. Clair of Knox: Remonstrance of Rev. H. I. Holt and 44 others against any legislation changing the present Sunday law. (S. P. 547)

The same Senator: Remonstrance of F. W. Barton and 22 others against same (S. P. 549)

The same Senator: Remonstrance of D. M. Keller and 19 others against same (S. P. 550)

Sent down for concurrence.

Order

On motion by Mr. Southard of Kennebec, it was

ORDERED, that James Fitzgerald Post No. 2, American Legion be granted the use of the Senate Chamber for the evening of Monday, March 16.

Bills in First Reading

Resolve in favor of Mrs. Gladys Malcolm (S. P. 533, L. D. 835)

An act to amend section 118, Chapter 29, of the Revised Statutes of 1930 (S. P. 534, L. D. 834)

An act regarding inspector of buildings. (S. P. 535, L. D. 836)

An act in relation to the salary of the State Auditor (S. P. 536, L. D. 839)

An act relating to the salary of the Commissioner of Agriculture (S. P. 537, L. D. 841)

An act to incorporate the Madawaska village corporation (S. P. 538, L. D. 838)

An act relating to the construction and maintenance of bridges on state highways (S. P. 539, L. D. 840)

An act forbidding sirens on motor vehicles with certain exceptions. (S. P. 540, L. D. 837)

Committee Reports

Mr. Holman from the Committee on Legal Affairs on bill, An act relating to the care of neglected and abandoned animals. (S. P. 421, L. D. 528); reported that the same ought to pass.

Mr. Crosby from the same Committee reported same on bill An act relative to the promotion of medical education. (S. P. 451, L. D. 608)

Which reports were read and accepted and the bills read once and tomorrow assigned for second reading.

Passed to be Engrossed

An act removing protection from lobsters and crabs in Georges river (H. P. 129, L. D. 53)

An act to protect Muskrats in the town of Wilton, County of Franklin. (H. P. 541, L. D. 174)

Came from the House passed to be engrossed as amended by House amendment "A".

In the Senate, the bill was given its second reading, House amendment "A" read and adopted and the bill passed to be engrossed as amended by House amendment "A" in concurrence.

An act to regulate the hunting of wild birds in Rangeley Lake. (H. P. 547, L. D. 181)

An act to incorporate the Sebasco mosquito abatement district. (H. P. 706, L. D. 231)

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

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

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

Passed to be Enacted

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

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

(On motion by Mr. Spear of

Cumberland, tabled pending passage to be enacted.)

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

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

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

An act relating to Examination of insane convicts (S. P. 268, L. D. 240).

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

An act relating to the payment for support of inmates of the Pownal State School (S. P. 322, L. D. 298).

An act relating to a State Aid road in the town of Sangerville (S. P. 341, L. D. 759).

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

An act relating to whistles on railroad locomotives (S. P. 368, L. D. 389).

An act relating to salary of superintendent of State School for Boys (S. P. 370, L. D. 760).

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

An act extending charter of the Madawaska Water Company (S. P. 496, L. D. 717).

An act to extend the rights, powers and privileges of the Sabattus Water and Sewer District (S. P. 521, L. D. 765).

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

An act relating to catching smelts in Salt Pond in the towns of Bluehill, Sedgwick and Brooklin (H. P. 133, L. D. 767).

(On motion by Mr. Spear of Cumberland, tabled pending passage to be enacted.)

An act relating to the towns of Lincoln and Enfield (H. P. 138, L. D. 754).

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

(On motion by Mr. Spear of Cumberland, tabled pending passage to be enacted.)

An act to increase the amount to be paid for clerk hire in the office of Register of Deeds, in the County of Cumberland (H. P. 227, L. D. 718).

An act to amend "An act to supply the town of Bucksport with water." (H. P. 574, L. D. 196).

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 liability for support of a pauper in the town of Gouldsboro (H. P. 617, L. D. 703).

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

An act relating to lobster fishing in waters adjacent to Criehaven (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 appointment of receivers; attachments dissolved. (H. P. 908, L. D. 362)

An act relative to Vacating Location of Streets. (H. P. 956, L. D. 447)

An act relating to Prosecutions and Violations of the Liquor Law. (H. P. 959, L. D. 450)

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 Increasing the Amount to be Paid for Clerk Hire in the office of the Recorder of the Municipal Court of the City of Portland. (H. P. 1145, L. D. 722)

An act to Increase the Salary of the Judge of the Farmington Municipal Court. (H. P. 1179, L. D. 748)

An act relating to the Care of Children of Women Committed to

the Reformatory for Women. (H. P. 1180, L. D. 756)

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

An act providing Appeals in Certain Tax Cases. (H. P. 1188, L. D. 773)

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

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

An act to provide a Penalty for Circulating False Reports Concerning Banks and Loan and Building Associations. (H. P. 1194, L. D. 781)

Mr. SPEAR of Cumberland: Mr. President, I move that all the bills pertaining to fish and game matters and hunting lie upon the table.

The PRESIDENT: For the matter of the legislative record the Chair will put the motions separately for each bill if satisfactory to the Senator from Cumberland, Senator Spear.

Mr. SPEAR: Certainly, Mr. President.

Mr. MURCHIE of Washington: Mr. President, may I inquire of the Senator from Cumberland (Senator Spear) through the Chair, if he will assign a time for the consideration of these matters.

The PRESIDENT: The Senator from Washington, Senator Murchie, inquires through the Chair whether any time can be assigned for the consideration of these matters and the Senator from Cumberland, Senator Spear, may answer if he desires.

Mr. SPEAR: Mr. President, I would like to inquire of the Senator from Washington (Senator Murchie) through the Chair what time will be satisfactory to him.

The PRESIDENT: The Senator from Washington, (Senator Murchie) hears the inquiry.

Mr. MURCHIE: I will make the reply, Mr. President, that my only reason for making the request is the wholesale nature of the motion. We have a great many matters on the table now. Unfortunately they are coming from the table very slowly and, as one member of the Senate, I am looking forward hopefully to some date when we may adjourn. Any date that the Senator from Cumberland (Senator

Spear) may assign, provided it is in the month of March, will be satisfactory to me.

Mr. SPEAR: Well, Mr. President, I don't know as the Senator from Washington (Senator Murchie) has answered my question very definitely.

He says that any time in March would be satisfactory to him. I will assign tomorrow morning or sooner.

The PRESIDENT: The Senator from Cumberland (Senator Spear) assigns tomorrow morning. There appear to be only two bills relative to fishing. Does the motion of the Senator from Cumberland, Senator Spear, also include hunting?

Mr. SPEAR: Yes, Mr. President; fishing and hunting.

Mr. MURCHIE: Mr. President, if there are only two I will revoke my "wholesale" statement and withdraw my request for a special assignment. If there are a multitude, however, I think a time should be assigned.

The PRESIDENT: The Chair will state that there appear to be, so far, three such matters and it might be well to let the matter of assignment stand until tomorrow morning. The Secretary will read the bills that appear to be affected by the motion of the Senator from Cumberland, Senator Spear.

The Secretary read the bills.

Mr. FOSTER of Hancock: Mr. President, it strikes me that that bill relative to catching smelts in Salt Pond should not be included in "fish and game."

Mr. SPEAR: Mr. President, I move that that bill lie upon the table with the other two.

Thereupon, on the motion made by Mr. Spear of Cumberland, the Senate voted to lay upon the table, pending passage to be enacted, and especially assigned for tomorrow morning at ten o'clock:—

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

An act relating to catching Smelts in Salt Pond in the towns of Bluehill, Sedgwick and Brooklin. (H. P. 133, L. D. 767)

An act relating to Hunting with Jack-lights. (S. P. 78, L. D. 90)

Finally Passed

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

Orders of the Day

On motion by Mr. Southard of Kennebec, the Senate voted to take from the table An act relating to ballots for primary elections (L. D. 491) tabled by that Senator on March 11th 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. Bissett of Cumberland, the Senate voted to take from the table An act to appropriate monies for the necessary expenses of State Government (L. D. 814), tabled by that Senator on March 11th, 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. Spear of Cumberland, the Senate voted to take from the table, Joint Order, relative to investigating methods employed in State Assessors' Office, (L. D. 107) tabled by that Senator on February 13th, pending reference to the Committee on Taxation in concurrence; and on further motion by the same Senator, the Senate voted to adhere to its former action whereby the Order as amended by Senate Amendment "A" was passed.

The President: Is there any further business under Orders of the Day? If there is anything further that can be taken off the table it would be helpful in keeping the calendar clear.

On motion by Mr. Jackson of Cumberland,

Adjourned until tomorrow morning at ten o'clock.