

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Sixth Legislature

OF THE

STATE OF MAINE

1933

KENNEBEC JOURNAL COMPANY  
AUGUSTA, MAINE

**ERRATA:**

**The following errata are  
inserted because one or more pages  
in this session day have errors  
noticed and corrected here.**

## ERRATA

- Page 73—An act to empower the County Commissioners of Hancock County to construct a highway and raise money for the same (S. P. 35, L. D. 11)—Should be (S. P. 35, L. D. 9)
- Page 75—Ordered, that there be printed one thousand additional copies each of L. D. No. 28, H. P. No. 39, and L. D. No. 10, H. P. No. 37—should be L. D. 10, S. P. No. 37.
- Page 105—Resolve in favor of the town of Prescott. (H. P. No. 282)—Should be town of Trescott.
- Page 106—Second resolve in favor of the town of Dixmont (H. P. 401)
- Page 114—Resolve to reimburse the town of Solon for support of Mrs. Ernest Cousins having no known settlement in the state.—Should be Salem.
- Page 120—Resolve to reimburse Hamlin Plantation for support and burial expenses of Ephrem Picard, a State Pauper (H. P. No. 895)—Should be (H. P. No. 805)
- Page 128—Resolve in favor of the town of Atkinson (H. P. No. 876)—Should be (H. P. No. 976)
- Page 129—Second resolve in favor of the town of Cornish to be deleted.
- Page 152—Resolve in favor of E. G. Hodgkins of Carmel, H. P. 364, L. D. 197—should be H. P. 364, L. D. 203.
- Page 152—An act relating to health certificates for teachers and janitors S. P. 207, L. D. 295—Should be S. P. 207, L. D. 395.
- Page 153—An act relating to inland fish and game wardens; powers, duties and service of processes, S. P. 193, L. D. 597—Should be S. P. 193, L. D. 397.
- Page 163—Bill "An Act relating to Stamping of Registered Boilers" (H. P. No. 1132)—Should be (H. P. No. 1131)
- Page 163—Bill "An Act relating to Towns and Town Officers" (H. P. No. 1136)—Should be (H. P. No. 1135)
- Page 184—"An act relating to motor vehicles carrying passengers for hire over regular routes" (S. P. 92, L. D. 105)—Should be (S. P. 92, L. D. 104)
- Page 193—An act relating to motor vehicle lights S. P. 217, L. D. 598—Should be S. P. 217, L. D. 398.
- Page 202—(Presented by Mr. Stevens of Pownal)—Should be Mr. Stover.
- Page 246—An act relating to Board of Censors of Maine Pictures—should read Moving Pictures.
- Page 259—Resolve opening Jaquity Pond in Brownville, to ice fishing—Should be Jaquith Pond.
- Page 260—Ordered, that there be printed 500 more copies of H. P. 1082, L. D. 571—Should be H. P. 1083, L. D. 571.
- Page 267—Resolve in favor of John E. Parker of Windsor, for State pension (H. P. 90, L. D. 672)—Should be (H. P. 99, L. D. 672)
- Page 273—Resolve opening Jacquith Pond, in Brownville, to ice fishing—Should be Jaquith Pond.
- Page 315—(H. P. No. 552) (L. D. No. 231) Resolve relating to rabbit hunting in Vinalhaven—Should be (H. P. No. 552) (L. D. No. 221)
- Page 321—An Act relating to partition of real estate (S. P. 327, L. D. 833)—Should be (S. P. 327, L. D. 533)
- Page 341—An Act permitting Dennis Plourde to Dump Sawdust in Wallagrass Stream—Should be Dennis Fluorde.
- Page 343—(H. P. No. 39) (L. D. No. 776)—Should be (H. P. No. 739 (L. D. No. 776)
- Page 343—(H. P. No. 1476) (L. D. No. 778)—Should be (H. P. No. 1486) (L. D. No. 778)
- Page 358—An act to grant a new charter to the city of Rockland, S. P. 486, L. D. 788—Should be S. P. 486, L. D. 798.
- Page 383—An act to amend the banking laws by amending Sec. 91, of Chap. 57 of the Revised Statutes—Should be marked S. P. 548, L. D. 805.
- Page 417—An Act to provide for School Expenses in Towns having a Valuation of Less than \$200,000.00—Should be marked (H. P. 588, L. D. 235)
- Page 437—"An Act to amend Sections 48 to 54 of Chapter 28 of the Revised Statutes" (S. P. 353)—Should read Sections 48 to 51.
- Page 440—Resolve in favor of Henry McCroty of Farmingdale (H. P. 1502, L. D. 810)—Should be Henry McGroty.
- Page 442—Resolve regulating ice fishing in Tacoma Lakes (H. P. 1465, L. D. 736)—Should be (H. P. 1465, L. D. 756)

**HOUSE**

Tuesday, January 24, 1933.

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

Prayer by the Rev. Mr. Jennings of Gardiner.

Journal of the previous session read and approved.

The **SPEAKER**: The Chair at this time, with a deep feeling of sorrow and grief feeling of the death of our Sergeant at Arms, H. Ralph Hayes. Last week we had reason to hope that he was improving from his serious illness, but he failed rapidly and died at the Brunswick Hospital last Thursday afternoon.

Mr. Hayes had been Messenger of this House since 1925, and previous to that his father had held the same position since 1909. His father, even before that, had been Doorkeeper for many years.

Ralph Hayes was an efficient, courteous and faithful employee, and he will be greatly missed by the many friends he has made during his long service in this House.

Mr. Eastman of Farmingdale presented, out of order, under suspension of the rules, the following resolution, and moved its adoption:

**House Resolution**

Resolved that the House of Representatives of the Eighty-sixth Legislature has learned with profound regret of the sudden and untimely death, on Thursday, January 19, 1933, of H. Ralph Hayes, who was elected Sergeant at Arms of this House, and who has served faithfully and devotedly five former Maine Legislatures as Messenger of the House of Representatives;

And be it further resolved that this resolution be spread upon the Journal of this House and that copies be forwarded to the immediate family of the deceased.

The resolution was adopted by a rising vote.

Papers from the Senate disposed of in concurrence.

From the Senate: Bill an act relating to Hatcase Pond, Mountain Pond, Burnt Pond, and tributaries in the counties of Hancock and Penobscot (S. P. No. 57).

Comes from the Senate referred

to the committee on Inland Fisheries and Game.

In the House, on motion by Mr. Sargent of Brewer, tabled pending reference in concurrence.

From the Senate: Bill an act relating to store licenses (H. P. No. 14, L. D. No. 5), which was referred to the committee on Judiciary in the House on January 11th.

Comes from the Senate referred to the committee on Taxation in non-concurrence.

In the House, on motion by Mr. Mr. Tompkins of Houlton that body voted to recede and concur with the Senate in the reference of this bill to the committee on Taxation.

From the Senate: Bill an act relating to store license fees (H. P. No. 15, L. D. No. 6), which was referred to the committee on Judiciary in the House on January 11th.

Comes from the Senate referred to the committee on Taxation in non-concurrence.

In the House, on motion by Mr. Fernald of Winterport that body voted to recede and concur with the Senate in the reference of this bill to the committee on Taxation.

From the Senate: Report of the committee on Legal Affairs reporting ought to pass on bill an act to empower the County Commissioners of Hancock county to construct a highway and raise money for the same (S. P. 35, L. D. 11)

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

In the House, report read and accepted in concurrence, bill read twice, and under suspension of the rules on motion by Mr. Hall of Bar Harbor the bill had its third reading and was passed to be engrossed in concurrence.

From the Senate: Report of the committee on Legal Affairs reporting ought to pass on bill an act to amend Section 110 of Chapter 5, Revised Statutes of Maine for 1930 (S. P. 36, L. D. 11)

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

In the House, report read and accepted in concurrence, bill read twice; and under suspension of the rules on motion by Mr. Hall of Bar Harbor the bill had its third read-

ing and was passed to be engrossed in concurrence.

The following bills and resolves were received and upon recommendation of the committee on reference of bills were referred to the following committees:

#### **Appropriations and Financial Affairs**

Bill "An Act to provide for the completion of the payment of a Bonus to Maine Soldiers and Sailors in the War with Spain." (H. P. No. 112). (Presented by Mr. Rounds of Portland).

(500 copies ordered printed).

#### **Claims**

Resolve to reimburse the town of Unity for support of the family of Fred H. Jones, a Veteran of the World War. (H. P. No. 113). (Presented by Mr. Ward of Thorndike).

Resolve in favor of the heirs of Cyrenus B. Downes. (H. P. No. 114). (Presented by Mr. Fernald of Winterport by request).

#### **Education**

Resolve in favor of East Maine Conference Seminary, Bucksport. (H. P. No. 115). (Presented by Mr. Devereux of Penobscot).

#### **Inland Fisheries and Game**

Bill "An Act relating to Closed Season on Deer in Oxford County." (H. P. No. 116). (Presented by Mr. Burgess of Rumford).

Bill "An Act relating to Annual Closed Season on Deer in Waldo County." (H. P. No. 117). (Presented by Mr. Fernald of Winterport).

Bill "An Act relating to Fishing in Upper Taylor Brook." (H. P. No. 118). (Presented by Mr. Whitten of Lee).

Resolve regulating Ice Fishing in Mt. Blue Pond. (H. P. No. 119). (Presented by Mr. Sanborn of Weld).

Resolve opening Ware Pond to Ice Fishing. (H. P. No. 120). (Presented by Mr. Whitten of Lee).

Resolve relating to Ice Fishing in Eagle, Square and St. Froid Lakes. (H. P. No. 121). (Presented by Mr. Burns of Eagle Lake).

(500 copies of each order printed).

#### **Judiciary**

Bill "An Act relating to Appointment of Town Road Commissioners." (H. P. No. 122). (Presented by Mr. Hill of So. Portland).

(500 copies ordered printed).

Bill "An Act relating to the Jurisdiction of Municipal Courts in certain cases." (H. P. No. 123). (Presented by Mr. Fernald of Winterport).

(500 copies ordered printed).

#### **Legal Affairs**

Resolve relating to Lucerne-in-Maine. (H. P. No. 124). (Presented by Mr. Devereux of Penobscot).

(Tabled by Miss Martin of Bangor pending reference and 500 copies ordered printed).

#### **Mercantile Affairs and Insurance**

Bill "An Act requiring the Filing and Preservation of Annual Statements of Insurance Companies." (H. P. No. 125). (Presented by Mr. Shaw of Milbridge).

(500 copies ordered printed).

Bill "An Act relating to Taxes on Insurance Premiums." (H. P. No. 126). (Presented by same gentleman).

(Tabled by Mr. Fenlason of Anson, pending reference to committee, and 500 copies ordered printed).

Bill "An Act relating to Time Limit for Adjusting Fire Losses." (H. P. No. 127). (Presented by same gentleman).

(500 copies ordered printed).

#### **Public Utilities**

Bill "An Act relating to Boothbay Harbor Water Company." (H. P. No. 128). (Presented by Mr. Lewis of Boothbay).

(500 copies ordered printed).

#### **Sea and Shore Fisheries**

Resolve relating to the taking of Smelts from the Tidal Waters of Penobscot Bay, Blue Hill Bay and Union River Bay. (H. P. No. 129). (Presented by Mr. Gray of Brooksville).

(500 copies ordered printed).

#### **Taxation**

Bill "An Act relating to Excise Tax on Motor Vehicles." (H. P. No. 130). (Presented by Mr. Mayers of Hallowell).

(500 copies ordered printed).

#### **Ways and Bridges**

Bill "An Act relating to Snow Removal." (H. P. No. 131). (Presented by Mr. Friend of Skowhegan).

(500 copies ordered printed).

Resolve in favor of the town of Skowhegan. (H. P. No. 132). (Presented by Mr. Friend of Skowhegan).

Resolve in favor of the town of Sedgwick. (H. P. No. 133). (Pre-

sented by Mr. Gray of Brooksville).  
Resolve in favor of the town of Brooksville. (H. P. No. 134). (Presented by same gentleman).

Resolve in favor of the town of Woodstock. (H. P. No. 135). (Presented by Mr. Russ of Woodstock).

Resolve in favor of the town of Hermon. (H. P. No. 136). (Presented by Mr. Leathers of Hermon).

Resolve in favor of E. Plantation. (H. P. No. 137). (Presented by Mr. Tompkins of Bridgewater).

Resolve in favor of the town of Blaine. (H. P. No. 138.) (Presented by same gentleman).

Resolve in favor of the town of Chapman. (H. P. No. 139). (Presented by Mr. MacPherson of Easton).

Resolve providing for the completion of Route No. 139, H. P. 140. (Presented by Mr. Hills of Northport).

Resolve in favor of the town of LaGrange. H. P. 141. (Presented by Mr. Rea of LaGrange).

#### Orders

Mr. Scates of Westbrook presented the following order and moved its passage:

Ordered, that there be printed one thousand additional copies each of L. D. No. 28, H. P. No. 39, and L. D. No. 10, H. P. No. 37.

Mr. SCATES: Mr. Speaker, I would say that this is simply to have printed the so-called Kitchen Highway bill and the so-called Friend bill. As I understand the supply is practically exhausted and a lot of members want to send these bills home.

The order received passage.

On motion by Mr. Audet of Lewiston, it was

Ordered, that there be printed 500 additional copies of H. P. 38, L. D. 22, bill an act to permit the manufacture and sale of non-intoxicating malt beverages, to derive revenue therefrom and to create a legal definition for the term "saloon."

On motion by Mr. Sterling of Caratunk, it was

Ordered, that the Maine Development Commission be granted the use of the hall of the House of Representatives on Wednesday evening, February 8, 1933.

#### Report of Committee

Majority report of the old age pension recess committee. H. P. 111, signed by the following members:

Messrs: A. M. Small

H. W. Kitchen

Miss Marion E. Martin

Minority report of same committee, assigned by the following members:

Messrs: Benjamin F. Stern

Gratz Jackson

On motion by Miss Martin of Bangor, these reports were accepted, placed on file, and 500 copies of each ordered printed.

#### Orders of the Day

On motion by Mr. Tompkins of Bridgewater, the House voted to reconsider its action whereby it voted to refer House Paper 103, an act appointing a Commission on Taxation, to the committee on Taxation; and on further motion by the same gentleman the bill was tabled, pending reference to a committee and 500 copies ordered printed.

The SPEAKER: The Chair calls the members' attention at this time to the sheets which were laid on your desks this afternoon showing a new suggested method of printing bills. You will note there what is called the present method at the top of the sheet is done by printing what is called a preamble in which the changes in the bill are set out in full, and then following that the bill as it will read when amended, if printed. Under the new method that has been devised by the printer and the Revisor of the Statutes, as shown at the bottom of the page, any new words inserted in a Statute by an amendment appear in the heavy black face type. Any words stricken out of the old act are shown with a line drawn through them.

It is thought by adopting this method a lot of confusion will be saved, and some expense in printing, in that it is hoped that the bills can be printed once and then used right up through the various steps of their enactment without reprinting.

Any suggestions that any of you have on this new method will be welcomed by the Revisor of the Statutes or by the printer.

If there are no other matters under orders of the day the Clerk will read the notices.

On motion by Mr. Nevers of Patten

Adjourned until ten o'clock tomorrow morning.