

# 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

**HOUSE**

Friday, March 3, 1933

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

Prayer by the Rev. Mr. Pearson of Randolph.

Journal of the previous session read and approved.

Papers from the Senate disposed of in concurrence.

From the Senate: Final report of the committee on Mines and Mining.

Comes from the Senate, read and accepted.

In the House at the request of Mr. Valley of Sanford, the report was read by the Clerk.

Thereupon the report was accepted in concurrence.

**Senate Bills in First Reading**

S. P. 307, L. D. 520: An act to amend the law relating to Savings Banks investments.

S. P. 364, L. D. 609: An act validating loans made by county of Hancock.

S. P. 231, L. D. 770: An act designating a certain road as The Arnold Trail.

From the Senate: Resolve in favor of George Mawhinney of Jonesboro, H. P. 1419, L. D. 742, which was passed to be engrossed in the House on February 28th.

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

In the House: Senate Amendment A read by the Clerk.

Thereupon that body voted to reconsider its action of February 28th whereby this resolve was passed to be engrossed. Senate Amendment A was 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 Judiciary reporting ought not to pass on bill an act providing for removal of paupers to town of settlement, H. P. 849, L. D. 261, which was recommitted to the committee on Judiciary in the House on February 28th.

Comes from the Senate the re-

port accepted in non-concurrence.

In the House, on motion by Mr. Mace of Aurora, tabled pending further consideration.

From the Senate: Ordered, the House concurring, that when the Senate and House adjourn, they adjourn to meet Tuesday, March 7, at ten o'clock in the forenoon.

Comes from the Senate read and passed.

In the House read and passed in concurrence.

The following remonstrances were received and upon recommendation of the committee on reference of bills were ordered placed on file:

Remonstrance of Estella Parlin and 17 others of Cornville against the resubmission of the Prohibitory Amendment (H. P. No. 1515) (Presented by Mr. Tompkins of Bridgewater)

Remonstrance of Gladys D. Putnam and 26 others of Wales against same (H. P. No. 1516) (Presented by same gentleman)

Remonstrance of P. G. Sargent and 74 others against same (H. P. No. 1517) (Presented by Mr. Gray of Brooksville)

**Orders**

Mr. Sargent of Brewer presented the following order and moved its passage:

Ordered, the Senate concurring, that H. P. 1305, L. D. 669, bill an act relating to the counting and sealing of ballots be recalled to the House from the Engrossing Department.

The order received passage and was sent up for concurrence.

On motion by Mr. Norris of Wayne, it was

Ordered, that Rev. J. A. Herrick of Wayne be invited to act as Chaplain of the House on Tuesday, March 7, 1933.

**Reports of Committees**

Mr. Cook from the Committee on Education on Joint Order relative to Investigating Department of Education (H. P. No. 1006) (L. D. No. 422) reported same in a new draft (H. P. No. 1508) as follows:

Ordered, the Senate concurring, that a commission of 15 representative citizens of Maine be appointed by the governor to make a survey

of public school finances in the state of Maine. The scope of the survey shall include all expenditures of funds within the jurisdiction of the department of education and shall particularly relate to a study of more equitable sources of revenue for the state school fund, a study of equalization of valuations and the distribution of all funds on an equalized and mathematical basis.

Said commission shall have authority to employ such expert counsel as its judgment may determine.

The department of education is directed to cooperate with the commission by furnishing it with all the data and information at its disposal.

The commission shall commence working as early after the present session of the legislature as possible and shall report to the next session of the legislature not later than the 2nd week in January.

Said commission shall have authority to embody in proposed legislative bills such legislation as it may consider advisable to bring the findings before the legislature for action.

All necessary expenses of the commission shall be paid from the state school fund upon vouchers first approved by the commission and then certified by the commissioner of education and finally approved by the governor and council. Any donation from any individual organization or foundation may be credited to the department of education for the purposes indicated.

(Tabled by Mr. Wright of Bath, pending passage).

Mr. Ashby from the Committee on Interior Waters on Bill "An Act regulating the Use of Outboard or Inboard Motors on Kennebago Stream in the county of Franklin" (H. P. No. 838) (L. D. No. 417) reported same in a new draft (H. P. No. 1509) under same title and that it "Ought to pass"

Mr. Eldridge from the Committee on Judiciary on Bill "An Act Validating the Existing Form of Government of the city of Eastport" (H. P. No. 881) (L. D. No. 283) reported same in a new draft (H. P. No. 1510) under same title and that it "Ought to pass"

Mr. Goudy from same Committee on Bill "An Act Imposing Penalty for False Representations made to the Overseers of the Poor, and

requiring information by Treasurers of Deposit Companies" (H. P. No. 1116) (L. D. No. 625) reported same in a new draft (H. P. No. 1511) under same title and that it "Ought to pass"

Miss Laughlin from the Committee on Labor on Bill "An Act relating to Stamping of Registered Boilers" (H. P. No. 1131) (L. D. No. 593) reported same in a new draft (H. P. No. 1514) under same title and that it "Ought to pass"

Mr. Wentworth from the Committee on Towns on Bill "An Act relating to Polling Places in Sanford" (H. P. No. 1137) (L. D. No. 657) reported same in a new draft (H. P. No. 1512) under title of "An Act relating to Pooling Places in town of Sanford" and that it "Ought to pass"

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

Mr. Bennett from the Committee on Public Health on Bill "An Act for the Regulation of the Practice of Hairdressing and Cosmetic Therapy" (H. P. No. 1013) (L. D. No. 421) reported same in a new draft (H. P. No. 1513) under title of "An Act for the Regulation of the Practice of Hairdressing and Beauty Culture" and that it "Ought to pass"

(Tabled by Mr. Sterling of Caratunk, pending acceptance of report, and the new draft ordered printed)

Miss Laughlin from the Committee on Judiciary reported "Ought to pass" on Bill "An Act to provide for the Furnishing Names of Directors, Clerk and Schedule of Property of Corporations and in regard to Disclosing the Affairs of Corporations" (H. P. No. 1120) (L. D. No. 630)

Same member from same Committee reported same on Bill "An act concerning Property Exempt from Attachment and Execution" (H. P. No. 1121) (L. D. No. 629)

Mr. Fernald from same Committee reported same on Bill "An Act relating to Suspension of License or Certificate of Registration if Judgment is Unsatisfied" (H. P. No. 1314) (L. D. No. 649)

Mr. Farris from same Committee reported same on Bill "An Act relative to the Trial Terms of the Superior Court" (H. P. No. 32) (L. D. No. 95)

Same gentleman from same Committee reported same on Bill "An Act to amend Eminent Domain

Statute" (H. P. No. 1009) (L. D. No. 425)

Mr. Goudy from same Committee reported same on Bill "An Act relating to the Foreclosure of Chat-tel Mortgages" (H. P. No. 846) (L. D. No. 343)

Mr. Allison from the Committee on Labor reported same on Bill "An Act relating to Operation of Steam Pressure Vessels" (H. P. No. 1130) (L. D. No. 592)

Reports read and accepted and the bills having already been printed were read twice under suspension of the rules, and next legislative day assigned.

Mr. Wentworth from the Committee on Towns reported same on bill an act to amend the charter of the Ogunquit Village Corporation, H. P. 857, L. D. 281.

Mr. VALLELY of Sanford: Mr. Speaker, I move you that the report be indefinitely postponed, and I yield to the gentleman from Lebanon, Mr. Lord.

Mr. LORD: Mr. Speaker, this matter was introduced by the people of Ogunquit, representing that Corporation, to straighten out and give some definite understanding in regard to some misunderstanding created by certain articles in the charter a number of years ago. It has always been a matter of contention. A committee representing both sides of the town met and came to a definite understanding and laid it before the town meeting, and the town meeting voted in favor, by a large majority, of allowing this thing to come before the Legislature. It was presented here, and by mutual agreement both sides agreed to let the matter be taken before the committee, and that committee, unanimously voted in favor of this matter, ought to pass, and I certainly hope this matter will receive your favorable consideration and that the ought to pass report be accepted.

Mr. WENTWORTH of Kenne-bunk: Mr. Speaker, I want to assure the members of the House that the motion made by my brother, Mr. Valley was made by request. In every town, as well as in every Legislature, there is one man who never knows when he is licked and that is what is behind this motion.

The SPEAKER: The pending question is on motion of the gentleman from Sanford, Mr. Valley, that this bill be indefinitely post-

poned. All those in favor of the motion will say aye; contrary minded, no.

A viva voce being taken, the motion to indefinitely postpone failed of passage; and on motion by the gentleman from Lebanon, Mr. Lord, the rules were suspended, and the bill had its first two readings and next legislative day assigned.

Mr. Wentworth from the Committee on Towns reported ought to pass on bill an act to annex certain lands to the town of Otisfield, H. P. 941, L. D. 269.

Report read and accepted and bill having already been printed was read twice under suspension of the rules and next legislative day assigned.

#### First Reading of Printed Bills and Resolves

(H. P. No. 1503) (L. D. No. 806)  
An act relating to actions by or against executors and administrators.

(H. P. No. 1504) (L. D. No. 807)  
An act relating to Boothbay Harbor Water Company.

(H. P. No. 1462) (L. D. No. 808)  
Resolve regulating fishing in Worthley Pond in the town of Poland in the county of Androscoggin.

(H. P. No. 1501) (L. D. No. 809)  
Resolve in favor of Daniel Maher of Bangor.

(H. P. No. 1502) (L. D. No. 810)  
Resolve in favor of Henry D. McGroty of Farmingdale.

#### Passed to be Engrossed

(S. P. No. 176) (L. D. No. 668)  
An act relating to fur farms.

(S. P. No. 186) (L. D. No. 769)  
An act relative to the pollution of waters of Chase's Pond.

Mr. YOUNG of York: Mr. Speaker, this bill, an act relative to the pollution of the waters of Chase's pond, is in reality an act to open Chase's pond to ice fishing. This is the water supply of the town of York, and was closed two years ago to ice fishing. Yesterday I got in touch with the trustees of the water district, the health department, and with the proponents of this bill. It was introduced by Senator Angell, by request, and after talking it over with the proponents of the bill, Senator Angell, the trustee of the water district, and the health department, they all decided that this bill should be indefinitely postponed, and I make that motion at this time.

The SPEAKER: The gentleman

from York, Mr. Young, moves that the bill be indefinitely postponed.

On motion by Mr. Sterling of Caratunk the bill was tabled, the pending motion being the motion of the gentleman from York, Mr. Young, that this bill be indefinitely postponed.

(S. P. No. 233) (L. D. No. 771) An act relating to police pensions in the city of Portland.

(S. P. No. 327) (L. D. No. 533) An act relating to partition of real estate.

(S. P. No. 334) (L. D. No. 540) An act relating to autopsies on unclaimed bodies.

(H. P. No. 1170) (L. D. No. 561) An act relating to reports to towns of excise tax payments.

(Tabled by Mr. Morin of Brunswick pending third reading)

(H. P. No. 1486) (L. D. No. 778) An act to provide for the surrender by town of Drew of its organization.

(H. P. No. 1487) (L. D. No. 779) An act relating to Ogunquit Beach District.

(S. P. No. 88) (L. D. No. 773) Resolve providing for a State pension for Katherine L. Prescott of Wilton.

(S. P. No. 442) (L. D. No. 766) Resolve regulating the taking of salmon in Tee Pond in Jim Pond Township in the county of Franklin.

(S. P. No. 445) (L. D. No. 763) Resolve relative to the rules and regulations on the fishing for White Perch in Little River in the towns of Old Orchard Beach and Scarborough in the counties of York and Cumberland.

(S. P. No. 446) (L. D. No. 774) Resolve regulating the fishing in Soper Brook, Jordan Pond and Duck Pond in Township 3, Ranges 11 and 4 and Range 11, W. E. L. S., county of Piscataquis.

(S. P. No. 447) (L. D. No. 772) Resolve relative to opening of Dole's Pond and Boyd's Pond in the town of Limington in the county of York.

(S. P. No. 448) (L. D. No. 758) Resolve regulating the Fishing in Milliken's Mill Pond in the town of Old Orchard Beach in the county of York.

(S. P. No. 449) (L. D. No. 759) Resolve regulating the length of trout in lakes and ponds in York County.

(S. P. No. 450) (L. D. No. 760) Resolve to regulate fishing in Lone Pond in the town of Waterboro in the county of York.

(S. P. No. 451) (L. D. No. 761) Resolve relative to the open season

on brooks in the town of York in York County.

(S. P. No. 458) (L. D. No. 762) Resolve providing for a State pension for Melissa M. Bailey of Portland.

(S. P. No. 459) (L. D. No. 775) Resolve providing State pension for Hattie A. Harris of Auburn.

(H. P. No. 428) (L. D. No. 780) Resolve in favor of Herbert McDaniel of Somerville.

(S. P. No. 434) (L. D. No. 768) Resolve regulating the fishing in Little Jim Pond in the county of Franklin.

(S. P. No. 441) (L. D. No. 767) Resolve regulating ice fishing in Sweet's Pond, or Porter Lake in the towns of New Vineyard and Strong, in the county of Franklin.

(S. P. No. 443) (L. D. No. 765) Resolve restricting the taking of smelts in Panther Pond in the county of Cumberland.

(H. P. No. 649) (L. D. No. 781) Resolve providing for an increase in State pension for Olive E. Brann of Augusta.

(H. P. No. 749) (L. D. No. 256) Resolve relating to ice fishing in Long Pond.

(H. P. No. 889) (L. D. No. 783) Resolve providing for an increase in State pension for Harry E. Troop of Pittston.

(H. P. No. 897) (L. D. No. 782) Resolve providing for a State pension for Harrison B. Bowley, Jr. of Rockport.

(H. P. No. 900) (L. D. No. 784) Resolve providing for a State pension for Addie L. Wakefield of Saco.

(H. P. No. 901) (L. D. No. 785) Resolve providing for a State pension for Frank C. Davis of Jefferson.

(H. P. No. 911) (L. D. No. 786) Resolve providing for a State pension for Nellie E. Hatch of Monmouth.

(H. P. No. 912) (L. D. No. 787) Resolve providing for a State pension for Eva E. Binford, of Portland.

(H. P. No. 918) (L. D. No. 788) Resolve providing for a State pension for Clara M. Ware of Pittston.

(H. P. No. 1389) (L. D. No. 694) Resolve in favor of Ernest C. Brown of Gorham

(H. P. No. 1488) (L. D. No. 789) Resolve providing for a State pension for Sidney Potter, of Gardiner.

(H. P. No. 1489) (L. D. No. 790)

Resolve providing for a State pension for Charles Dowling Kidder, of Otisfield.

(H. P. No. 1490) (L. D. No. 791)  
Resolve providing for a State pen-

sion for Joseph B. Pelletier, of Winterville Plantation.

On motion by Mr. Bennett of Presque Isle,

Adjourned until Tuesday, March 7, at ten o'clock in the forenoon.