

# 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**

Thursday, March 16, 1933

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

Prayer by the Rev. Mr. Welch of Rockland.

Journal of the previous session read and approved.

Papers from the Senate disposed of in concurrence.

From the Senate: Report of the committee on Judiciary reporting ought not to pass on bill an act relating to corporations and for the protection and development of forests, S. P. 221, reporting same in a new draft, S. P. 578, L. D. 871, 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. Sanborn of Weld, tabled pending acceptance of report in concurrence.

From the Senate: Report of the committee on State School for Boys, State School for Girls and State Reformatories on bill an act relating to commitment to and length of sentence at the Reformatory for Women, S. P. 345, L. D. 506, reporting same in a new draft, S. P. 581, L. D. 873, 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. Rounds of Portland, tabled pending acceptance of report in concurrence.

**Senate Bills in First Reading**

S. P. 579, L. D. 872: An act relating to abandonment of property or discontinuance of service by public utilities.

S. P. 580, L. D. 870: An act relative to parole of prisoners.

S. P. 298, L. D. 513: An act providing for the branding of commercial fertilizers.

S. P. 329, L. D. 535: Uniform act to secure the attendance of witnesses from without the State in criminal cases

S. P. 328, L. D. 534: An act to amend the uniform criminal extradition act.

From the Senate: Bill an act for the regulation and practice of hair-

dressing and beauty culture (H. P. 1513) (L. D. 823) which was passed to be engrossed in the House on March 9th as amended by House Amendment "A" as amended.

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

In the House, on motion by Mr. Farris of Augusta, bill and amendment tabled pending further consideration.

**Orders**

On motion by Miss Laughlin of Portland, it was

Ordered that the Controller be requested to furnish the House with the following information: The number of automobiles owned by the State, the number of automobiles purchased by the State during the past two years, and the price paid for each, the department to which each of the State-owned automobiles is assigned, and the cost of the upkeep and operation of each automobile during each of the past two years.

On motion by Mrs. Carter of Fairfield, it was

Ordered, that Rev. Leonard L. Campbell of Fairfield be invited to act as chaplain of the House of Representatives on Thursday, March 23rd, 1933.

On motion by Mr. Belanger of Winslow, it was

Ordered, that Rev. Frank S. Dollif of Winslow be invited to act as chaplain of the House of Representatives on Wednesday, March 22nd, 1933.

(At this point Mr. Ellis of Rangeley assumed the Chair as Speaker pro tem amid the applause of the House)

**Reports of Committees**

Mr. Clarke from the Committee on Agriculture on Memorial relating to U. S. Senate Bill No. 1197 (H. P. No. 1499) reported that same be placed on file.

Mr. Haggett from the Committee on Claims reported that the same be referred to the 87th Legislature on Resolve in favor of J. Ralph Higgins, of Dennysville (H. P. No. 819)

Same gentleman from same Committee reported ought not to pass on Resolve in favor of Robert Hale, of Medway (H. P. No. 194)

Mr. Lindsey from same Committee reported same on Resolve in

favor of Arthur N. Douglas (H. P. No. 773) as this matter is taken care of otherwise.

Same gentleman from same Committee reported same on Resolve in favor of the city of Waterville (H. P. No. 772) as the matter is taken care of otherwise.

Mr. Bartlett from same Committee reported same on Resolve in favor of E. G. Hodgkins, of Carmel (H. P. No. 334) (L. D. No. 203)

Mr. Rounds from same Committee reported same on Resolve in favor of Anson M. Perley, of Monmouth, Maine, (H. P. No. 780)

Mr. White from same Committee reported same on Resolve in favor of A. T. Farrington, of Medway (H. P. No. 816).

Mr. Hill from the Committee on Judiciary reported same on Bill "An Act relating to Dealers' Registration Plates" (H. P. No. 1050) (L. D. No. 481)

Mr. Fernald from same Committee reported same on Bill "An Act Creating a Lien on Potatoes" (H. P. No. 212) (L. D. No. 118).

Mr. Tompkins from same Committee reported same on Bill "An Act concerning Collection Agencies" (H. P. No. 1119) (L. D. No. 628)

Mr. Sprague from the Committee on Library reported same on Bill "An Act relating to the adoption of a State Song" (H. P. No. 1142) (L. D. No. 595).

Mr. Gray from same Committee reported same on Resolve for the purchase of "Certain Phases of the Organization and Administration of Public Secondary Education in the State of Maine" (H. P. No. 17)

Mr. Hickey from the Committee on Mercantile Affairs and Insurance reported same on Bill "An Act dispensing with the Publication of the Annual Statements of Foreign Insurance Companies" (H. P. No. 885) (L. D. No. 316)

(Tabled by Mr. Bennett of Presque Isle pending acceptance of the report)

Mr. Hickey from the Committee on Mercantile Affairs and Insurance reported ought not to pass on Bill "An Act relating to Insurance Contracts of Unlicensed Companies" (H. P. No. 886) (L. D. No. 317)

Mr. Plummer from same Committee reported same on Bill "An Act in relation to the Investigation and Prevention of Fires and Dangerous Conditions in or near Buildings and other structures" (H. P. No. 1144) (L. D. No. 597)

(Tabled by Mr. Berry of Waterville pending acceptance of the report)

Mr. Plummer from the Committee on Mercantile Affairs and Insurance reported ought not to pass on Bill "An Act relating to Fraternal Beneficiary Societies and Insurance therein on the Lives of Children" (H. P. No. 887) (L. D. No. 318)

Mr. Wentworth from the Committee on Sea and Shore Fisheries reported same on Bill "An Act relating to taking of Lobsters during July and August" (H. P. No. 926) (L. D. No. 268)

Mr. Peacock from same committee reported same on Bill "An Act relating to Lobsters" (H. P. No. 1154) (L. D. No. 602).

Mr. White from the Committee on Taxation reported same on Bill "An Act relating to Exemption from Taxation" (H. P. No. 931) (L. D. No. 322).

Mr. Mack from same Committee reported same on Bill "An Act prescribing a Schedule of Fees for Registration of Motor Trucks" (H. P. No. 1165) (L. D. No. 688).

Mr. Blanchard from same Committee reported same on Bill "An Act prescribing a Schedule of Fees for Registration of Motor Trucks" (H. P. No. 1166) (L. D. No. 687).

Reports read and accepted and sent up for concurrence.

On motion by Mr. Flanders of Auburn, the House voted to reconsider its action whereby it accepted the report "ought not to pass" on bill an act relating to fraternal beneficiary societies and insurance therein on the lives of children (H. P. 887) (L. D. 318); and on further motion by the same gentleman the matter was tabled pending acceptance of the report.

Mr. Devereux from the Committee on Claims on Resolve in favor of L. S. Dixon, of East Hampden (H. P. No. 535) reported same in a new draft (H. P. No. 1603) under same title and that it "ought to pass."

Mr. Fenlason from the Committee on Education on Bill "An Act relating to Changes in Location of any School Legally Established" (H. P. No. 1088) (L. D. No. 575) reported same in a new draft (H. P. No. 1604) under same title and that it "Ought to pass."

Mr. Tompkins from the Committee on Judiciary on Bill "An Act in regard to the Plantation of Allagash" (H. P. No. 850) (L. D. No.

346) reported same in a new draft (H. P. No. 1605) under same title and that it "Ought to pass."

Mr. Plummer from the Committee on Mercantile Affairs and Insurance on Bill "An Act relating to Personal Examination of Insurance Agents and Brokers in certain cases" (H. P. No. 1062) (L. D. No. 491) reported same in a new draft (H. P. No. 1606) under same title and that it "Ought to pass."

Mr. Graves from the Committee on Military Affairs on Bill "An Act providing Educational Opportunities for the Children of Soldiers, Sailors and Marines who were killed in action" (H. P. No. 822) (L. D. No. 416) reported same in a new draft (H. P. No. 1607) under same title and that it "Ought to pass."

Mr. Lewis from the Committee on Sea and Shore Fisheries, to which was recommitted bill an act relating to the shipment and transportation of clams beyond the limit of the State during closed time, reports the same in a second new draft (H. P. 1608) under same title and that the second new draft ought to pass.

Mr. Walker from the Committee on Taxation on Bill "An Act relating to Exemption of Certain Property from Taxation" (H. P. No. 166) (L. D. No. 88) reported same in a new draft (H. P. No. 1609) under same title and that it "Ought to pass."

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

Mr. Cook from the Committee on Library reported "Ought to pass" on Resolve for the Purchase of One Hundred Copies of "Sketches of Brooks History" (H. P. No. 35).

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

Mr. Fenlason from the Committee on Education reported "Ought to pass" on Bill "An Act relating to Supervisory Unions of Schools" (H. P. No. 593) (L. D. No. 239).

Mr. Hall from same Committee reported same on Bill "An Act to amend the Charter of Parsonsfield Seminary" (H. P. No. 585) (L. D. No. 234).

Mr. Gallagher from same Committee reported same on Bill "An Act exempting Cities with more than seventy-five Teachers from School Unions" (H. P. No. 592) (L. D. No. 238).

Same gentleman from same Committee reported same on Bill "An

Act relating to State Aid for Academies" (H. P. No. 1090) (L. D. No. 577).

Same gentleman from same Committee reported same on Bill "An Act relating to Superintendents of Schools" (H. P. No. 821) (L. D. No. 682).

Mr. Fernald from the Committee on Judiciary reported same on "Resolve proposing an Amendment to the Constitution Raising the State Debt Limit" (H. P. No. 851) (L. D. No. 262).

Mr. Tompkins from same Committee reported same on Bill "An Act Creating an Art Commission" (H. P. No. 618) (L. D. No. 183).

Miss Laughlin from same Committee reported same on Bill "An Act relating to Corrupt Agreements by Attorneys and others" (H. P. No. 1127) (L. D. No. 590).

Mr. Plummer from the Committee on Mercantile Affairs and Insurance reported same on Bill "An Act requiring the Filing and Preservation of Annual Statements of Insurance Companies" (H. P. No. 125) (L. D. No. 74).

Same gentleman from same Committee reported same on Bill "An Act relating to Taxes on Insurance Premiums" (H. P. No. 126) (L. D. No. 79).

Same gentleman from same Committee reported same on Bill "An Act authorizing Life Insurance Companies organized under the laws of Maine to pay Pensions" (H. P. No. 73) (L. D. No. 40).

Mr. Sargent from same Committee reported same on Bill "An Act relating to Time Limit for Adjusting Fire Losses" (H. P. No. 127) (L. D. No. 70).

Same gentleman from same Committee reported same on Bill "An Act to amend the Charter of Privileges of the West Bangor and Hermon Mutual Fire Insurance Company" (H. P. No. 1080) (L. D. No. 434).

Mr. Wentworth from the Committee on Sea and Shore Fisheries reported same on Bill "An Act relating to Protection of Quahaugs and Mussels" (H. P. No. 1065) (L. D. No. 452).

Reports read and accepted and the bills having already been printed were read twice under suspension of the rules and tomorrow assigned.

On motion by Mr. Lindsey of East Machias, the House voted to reconsider its action taken earlier in

the day whereby it voted to accept the report ought not to pass on bill an act relating to taking of lobsters during July and August, H. P. 926, L. D. 268; and on further motion by the same gentleman, tabled pending acceptance of the report.

Majority Report of the Committee on Agriculture reporting "ought not to pass" on Bill "An Act relating to Grades and Standards for Farm Products" (H. P. No. 1021) (L. D. No. 469)

Report was signed by the following members:

Messrs. Abbott of York  
Story of Aroostook  
—of the Senate  
Clarke of Cooper  
Bailey of Woolwich  
Dunn of No. Yarmouth  
Wallingford of Auburn  
Ward of Thorndike  
—of the House

Minority Report of same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following members:

Messrs. Osgood of Fryeburg  
Lord of Lebanon  
—of the House

Mr. BAILEY of Woolwich: Mr. Speaker, we have here before us a bill which is very innocent in its appearance, but none of us know how far reaching it may be. It says "An act relating to grades and standards for farm products," but the substance of it is the grading of milk, and that is something which affects the larger part of the people of the State of Maine. At this time we should be very cautious how we accept anything of that sort. This matter has been given very careful consideration by the committee, in view of the fact a bill of similar nature was brought before the Legislature of 1921 and 1923, and killed at that time. In 1925 another attempt was made which passed to become a law. At that time the farmers of the State of Maine got busy and called for a referendum with the result that the bill was killed by a large majority. Since that time the proponents have been very quiet until now.

Now, members of the Eighty-sixth Legislature, do we want to go on record as doing anything which may cause an inconvenience to the farmers of the State?

Furthermore, if this bill should be passed, we would probably be asked to vote on another referendum. In the interests of the milk producers of the State of Maine, I hope this House will accept the majority report, and, Mr. Speaker, I ask when the vote is taken for a division of the House.

Mr. OSGOOD of Fryeburg: Mr. Speaker, I move this matter lie on the table.

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

The SPEAKER pro tem: The question now before the House is motion of the gentleman from Woolwich, Mr. Bailey, that the House accept the majority report ought not to pass.

Mr. LORD of Lebanon: Mr. Speaker, as a signer of the minority report of this committee, while I appreciate somewhat the integrity of Mr. Bailey, I want to say that this bill was examined by the committee very carefully. The opposition to this bill originated in his section entirely. The district I represent is strongly for this bill, and I have not heard any objection in that section in that regard. He compares this bill to the bill on which a referendum was held a few years ago. This bill has no connection whatever with that bill. This bill, as you will see by reading it carefully, gives the Commissioner of Agriculture power to set up such standards as he may see fit after holding a State-wide hearing on such matter.

In regard to the grading of milk, which has been referred to by the gentleman from Woolwich (Mr. Bailey), I wish to say there is a large demand. This does not in any way make it compulsory that people shall produce Grade A milk. As a matter of fact, a large percentage of our milk we are producing to-day, according to Massachusetts standards, is Grade A milk, and if a dealer here and there wishes to sell milk under the label "Grade A," he should be permitted to do it.

I believe a majority of the people in the State of Maine would have this bill passed if it was referred to a referendum. The bill that was turned down in referendum was a compulsory bill, and under certain conditions of that bill it made it inexpedient for action to be taken by that Legislature. This one should not be turned down. I believe in giving the producer of milk in the State of Maine what he is asking

for. It is not compulsory at all. Representing, as I do, a section where there are large milk producers, they have appeared here and favored this bill, and I have had letters and telephone messages from them, therefore it was a pleasure and a privilege for me to sign the minority report.

Mr. BAILEY: As the gentleman from Lebanon (Mr. Lord) said, some of those signing the majority report, as you will see, if you look at it, were from my district.

He is a man competent to understand the situation as well as anyone in the State of Maine. And, furthermore, so far as the opponents were from my district, I can produce evidence that there are many others in the State opposed to this bill.

As I have said, it is very innocent in its terms. It is not compulsory, as given in the bill, but if certain grades are set up, it will be injurious to many in that locality, therefore, I hope the motion will prevail.

Mr. OSGOOD: Mr. Speaker, I think Mr. Lord has explained this matter very thoroughly. That is the opinion of the members in his district. It is not compulsory. Many over the State want this Grade A milk, and I feel they should have a right to have it. If the people in Mr. Bailey's district do not want it, they have not got to have it.

Mr. PLUMMER of Portland: Mr. Speaker, I wish to ask what the question is before the House.

The SPEAKER pro tem: The pending question is the motion made by the gentleman from Woolwich, Mr. Bailey, that the ought not to pass report be accepted.

Mr. VALLELY of Sanford: Mr. Speaker, I rise for some information on this divided report. The town of North Berwick joins the town of Lebanon, and the Senator signed one report, and the Representative the other. Now what is of benefit for North Berwick is certainly of benefit to Lebanon. They both ship from the same station.

Mr. LORD: May I answer that question, Mr. Speaker?

The SPEAKER pro tem: The gentleman may answer.

Mr. LORD: Mr. Speaker, there was a man who represented North Berwick at the hearing, but I question whether he was from that town. There was a representative from Wells who produces milk and who

was very strongly in favor of it. I don't know as there was a representative from North Berwick at the hearing, but I heard no objection from North Berwick.

Mr. LEBEL of Brunswick: Mr. Speaker, if it is in order, I would like to table the bill.

The SPEAKER pro tem: The motion to table is always in order. The gentleman from Brunswick, Mr. Lebel, moves that the bill and accompanying reports lie on the table. All those in favor will say aye; those opposed no.

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

The SPEAKER pro tem: Is the House ready for the question:

Mr. HILLS of Northport: Mr. Speaker, as I understand—I may be wrong,—if so, I am willing to be corrected—this is a creamery bill, and it is the large fellow against the small fellow. It seems to me that this Legislature is able to establish its standards. I do not like the idea of establishing standards for one man. For that reason I am opposed to this bill.

Mr. WRIGHT of Bath: Mr. Speaker, I notice in referring to the bill that the only change is in the following lines: "excepting products and." Now the discussion so far has been almost entirely about milk. Evidently dairy products include all the derivatives of milk and many other items. Therefore it seems to me, as the gentleman from Woolwich, Mr. Bailey stated, that it is rather an important bill and should be properly considered. I do not see why the House should not be willing to accept Mr. Bailey's former motion that the matter be tabled, so that they can properly look into it, and I would request the House to allow the tabling of the bill for the purpose of consideration, although the former motion has been defeated.

A viva voce vote being doubted,

A division of the House was had, Forty-six having voted in the affirmative and 63 in the negative, the motion failed of passage.

Mr. Bailey was granted permission to address the House for the third time.

Mr. BAILEY: Mr. Speaker, perhaps there may be a little misunderstanding in regard to this bill. It was stated that the people of my locality are the only ones who are in favor of the majority report or opposed to the bill. I will say for

myself that I am a wholesale dealer in milk. Naturally I would be interested in the creamery business, but with the interests of my neighbors and my fellow citizens at heart, I feel this would be injurious to what is known as the producer, the small milk man, the man who retails his own milk. Therefore I think at this time that we should be very cautious, as I have said before, how we take any action that may hurt the producer. I again say that I hope this will prevail in the interests of the farmer.

The SPEAKER pro tem: The pending question is on the motion of the gentleman from Woolwich, Mr. Bailey, that the majority report ought not to pass be accepted, and a division is asked for. All those in favor of the motion will rise and stand until counted and the monitors make and return the count.

A division of the House was had, Eighty-two having voted in the affirmative and 15 in the negative, the motion prevailed and the majority report ought not to pass was accepted.

Report "A" of the Committee on Legal Affairs reporting "Ought not to pass" on Bill "An Act to provide for the Appointment of a Board of Commissioners of Police for the city of Augusta" (H. P. No. 862) (L. D. No. 304).

Report was signed by the following members:

Messrs. Blaisdell of Hancock, Farnsworth of Aroostook, Page of Somerset, of the Senate, Quine of Bangor, Miss Martin of Bangor, of the House.

Report "B" of the same Committee reporting "Ought to pass" on same Bill.

Report was signed by the following members:

Messrs. Sargent of Brewer, Chase of Baring, Chase of Sebec, Tompkins of Bridgewater, Plummer of Portland, of the House.

Mr. HUSSEY of Augusta: Mr. Speaker and members of the House: I move the acceptance of Report B. ought to pass, and at the same time I would like to state a few facts concerning this bill.

As you will notice, this bill has come out of the committee with a divided report. All of us being on committee know that such a thing could come about; a difference of opinion might come up. I would

like to state a few simple facts concerning this bill, and then leave it to your judgment to vote. This bill calls for a change in the charter of the city of Augusta, changing it in that our police should be set up under a civil service code. Now we have here in Augusta a force of between twelve and fourteen men, not large in size, but one which we want efficient in all ways, and in order to get this I believe that the best and simplest way is to have permanent men on the force.

Under the present system, we find on a change of administration that new officers go on to the force. In two or four years' time they become proficient in their duties, but at the end of that time they are, in a majority of cases, set aside for a new set of officers. Now the citizens of Augusta have felt that civil service would be a good thing. We have set it up in our fire department, in which we have a permanent force of only eight men. Now there is no reason why we cannot carry it a little further and have it in our police force.

When this proposition was brought to me to put before the Legislature, I drafted a bill. I was not sure that it would meet with the requirements of everybody in the city, so I called a hearing at our city hall, a hearing at which there was a very good attendance. The bill which I drew up was changed in some degree. After that meeting, I decided to call another one, to see if there were any further amendments to that bill before it was presented to the Legislature. At that hearing everything was ironed out, and the people were informed. The business people were represented at both of these meetings. The city government was represented. After having this bill gone over by a representative group of people, I got it ready to submit to the Legislature. I brought it before the committee, and another very good sized audience appeared for the bill, and we thought we had brought it before the committee in very good shape, and we did not see any reason why they should not put it up to the people.

I might state here that to the bill there is a referendum clause which the people of the city of Augusta are privileged to vote upon. As I stated, at this hearing we had representatives from the



city government. Our mayor was there to speak in favor of it. I might also state that ninety-five per cent of the city government is behind it. The merchants on the street are heartily behind it. But I might say there has been a very slight agitation on the part of one member or two members, possibly, of our force who would not be helped by putting this new bill in—that is, they would probably be left off the new force.

Now of course everybody in the city wants to see that we have a good police force, and I believe that this is one of the means by which we can do it. There are other points which I could bring up, but I feel that I can come before you here and state to you in every way in which I received the sentiment of the people that they are heartily behind this bill, and I trust you will support me when this comes before the House.

The SPEAKER pro tem: The pending question is on the motion of the gentleman from Augusta, Mr. Hussey, that Report B ought to pass be accepted. Is there any more discussion on the question? If not, all those in favor will say aye; contrary minded no.

A viva voce vote being taken, the motion prevailed and Report B, ought to pass, was accepted; and on further motion by Mr. Hussey, under suspension of the rules, the bill received its two several readings and tomorrow assigned.

Majority Report of the Committee on Judiciary reporting "Ought not to pass" on Bill "An Act relating to Absentee Voters" (H. P. No. 93) (L. D. No. 50)

Report was signed by the following members:

Messrs. Weeks of Somerset, Holmes of Androscoggin, Holman of Franklin—of the Senate, Fernald of Winterport, Eldridge of Eastport, Farris of Augusta—of the House.

Minority Report of same Committee on same Bill reporting same in a new draft (H. P. No. 1610) under same title and that it "Ought to pass."

Report was signed by the following members:

Messrs. Goudy of South Portland, Tompkins of Houlton, Hill of South Portland, Miss Laughlin of Portland—of the House.

On motion by Miss Laughlin of Portland, tabled pending accept-

ance of either report and new draft ordered printed.

Majority Report of the Committee on Legal Affairs on Bill "An Act Legalizing Amateur Sports and Games under certain conditions on Sunday" (H. P. No. 633) (L. D. No. 186) reporting same in new draft (H. P. No. 1611) under same title and that it "Ought to pass."

Report was signed by the following members:

Messrs. Farnsworth of Aroostook, Blaisdell of Hancock, Page of Somerset of the Senate. Chase of Baring, Sargent of Brewer, Plummer of Portland, Quine of Bangor, Miss Martin of Bangor of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following members:

Messrs. Chase of Sebec, Tompkins of Bridgewater of the House.

On motion by Mr. Eldridge of Eastport, tabled pending acceptance of either report and new draft ordered printed.

#### Passed to be Engrossed

(H. P. 667, L. D. 199) An act relating to tolls on Maine Kennebec Bridge.

Mr. CARLETON of Portland: Mr. Speaker, I move that this bill be tabled pending third reading.

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

(H. P. No. 1581) (L. D. No. 908) An act relating to appropriations for private and public hospitals.

(H. P. No. 1583) (L. D. No. 909) An act to define the pauper status of Indians.

(H. P. No. 1585) (L. D. No. 910) An act legalizing the operation of airplanes on Sunday.

(H. P. No. 1586) (L. D. No. 911) An act relating to the incorporation of Cousins and Littlejohns Islands Village Corporation.

Mr. DUNN of North Yarmouth: Mr. Speaker, I move to table this bill.

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

(H. P. No. 1590) (L. D. No. 913) An act relating to notice of taxable property.

(H. P. No. 1591) (L. D. No. 914) An act to provide for further issuance of State Bonds.

(H. P. 1582, L. D. 915) Resolve in favor of beautifying Fort Knox.

(H. P. 1393, L. D. 907) Resolve re-

lating to fishing in McWain Pond, or Long Pond, so-called.

Mr. CARLETON of Portland: Mr. Speaker, I move that we reconsider our action whereby the House passed to be engrossed H. P. 667, L. D. 199, an act relating to tolls on Maine Kennebec Bridge; and I would like to state my reasons for tabling this bill.

The SPEAKER pro tem: The gentleman from Portland, Mr. Carleton, may make a statement if there is no objection.

Mr. CARLETON: We are considering—

Mr. HAWKES of Richmond: Mr. Speaker, I understand that this is not debatable.

The SPEAKER pro tem: Does the gentleman from Richmond, Mr. Hawkes, object to the gentleman from Portland, Mr. Carleton, making a statement?

Mr. HAWKES: I certainly do.

The SPEAKER pro tem: Is it the pleasure of the House that the gentleman from Portland, Mr. Carleton, be allowed to make a statement?

A viva voce vote being taken, the gentleman from Portland, Mr. Carleton, was granted permission to make a statement.

Mr. CARLETON: Mr. Speaker, the reason I wish to table the bill at this time is because this afternoon the Ways and Bridges Committee and the Public Utilities Committee propose to get together and talk over the matter of the tolls of this bridge. We are opening up now quite a problem here. The Public Utilities have jurisdiction over this bridge and they are very anxious to get together with the Ways and Bridges Committee and iron the matter out. We went to work and built a bridge down there when we knew that we ought not build it. Now they want to make it free for a while. It has been paying its way for the last year, but during a little while in the winter they want to reduce the tolls and take them off altogether and allow people to go over there free. I know that the Ways and Bridges Committee and the Public Utilities are very anxious to have a hearing on this bill this afternoon and that is why I asked to have it tabled.

The SPEAKER pro tem: Does the gentleman from Portland, Mr. Carleton, make any motion?

Mr. CARLETON: I move that we reconsider our vote, Mr. Speaker.

The SPEAKER pro tem: There is no action that needs to be reconsidered. The action is on the passage to be engrossed. Does the gentleman from Portland (Mr. Carleton) wish to make a motion?

Mr. CARLETON: I wish to table.

The SPEAKER pro tem: The gentleman from Portland, Mr. Carleton, now moves that this matter lie on the table. Is this the pleasure of the House?

A viva voce vote being doubted.

A division of the House was had.

Fifty-nine voting in the affirmative and 28 in the negative, the motion to table prevailed.

(At this point Mr. Ellis retired from the Chair amidst the applause of the House).

Speaker Burkett in the Chair.

#### Passed to be Engrossed (Continued)

(H. P. 1584, L. D. 916) Resolve creating an unemployment insurance committee.

Mr. Mayers of Hallowell, offered House Amendment A, and moved its adoption as follows:

House Amendment A to H. P. 1584, L. D. 196, Resolve Creating an Unemployment Insurance Committee.

Amend the title of said resolve by inserting after the word "Insurance" the word "Recess," and amend said resolve by striking out of the third and fourth lines thereof the words "committee on unemployment insurance" and inserting in place thereof the words "recess committee on unemployment insurance."

Thereupon, House Amendment A was adopted and the resolve as amended had its second reading and was passed to be engrossed.

(H. P. 158, L. D. 635) An act to amend the charter of the Northport Wesleyan Grove Campmeeting Association.

(S. P. 352, L. D. 510) An act relative to interest on taxes.

In the Senate, passed to be engrossed as amended by Senate Amendment A.

The SPEAKER: The status of this bill, as the Chair understands it, is that the Senate amended it and the House indefinitely postponed Senate Amendment A.

Thereupon, the bill was passed to be engrossed in non-concurrence.

(S. P. 353, L. D. 511) An act relative to collection of taxes.

In the Senate, passed to be engrossed as amended by Senate Amendment A.

In the House, the bill was passed to be engrossed in non-concurrence.

#### Passed to be Enacted

(S. P. No. 43) (L. D. No. 27) An act to prevent the maintaining of a black list in industry.

(S. P. No. 103) (L. D. No. 211) An act relating to teachers' retirement.

(S. P. No. 154) (L. D. No. 166) An act to increase the legal speed of commercial vehicles.

(S. P. No. 159) (L. D. No. 209) An act relative to nuisances.

(S. P. No. 207) (L. D. No. 395) An act relating to health certificates for teachers and janitors.

(S. P. No. 216) (L. D. No. 795) An act to confer additional rights and powers upon East Branch Improvement Company.

(S. P. No. 219) (L. D. No. 701) An act to incorporate Sandy River Log Driving Company.

(S. P. No. 231) (L. D. No. 770) An act designating a certain road as "The Arnold Trail."

(S. P. No. 278) (L. D. No. 804) An act relative to State Aid to Academies.

(S. P. No. 307) (L. D. No. 520) An act to amend the law relating to savings banks investments.

(S. P. No. 486) (L. D. No. 798) An act to grant a new charter to the city of Rockland.

(S. P. No. 534) (L. D. No. 800) An act defining certain powers of industrial banks.

(H. P. No. 574) (L. D. No. 173) An act relating to the Permanent School Fund.

(H. P. No. 19) (L. D. No. 7) An act relating to use of automobiles in Islesboro.

(H. P. No. 739) (L. D. No. 776) An act relative to raising the water of York Pond situate in the towns of Eliot and York.

(H. P. No. 846) (L. D. No. 343) An act relative to the foreclosure of chattel mortgages.

(H. P. No. 880) (L. D. No. 355) An act to grant a new charter to the city of Ellsworth.

(H. P. No. 941) (L. D. No. 269) An act to annex certain lands to the town of Otisfield.

(H. P. No. 1009) (L. D. No. 425) An act to amend eminent domain statute.

(H. P. No. 1051) (L. D. No. 482) An act to amend the absent voting law.

(H. P. No. 1078) (L. D. No. 435) An act relating to absentee voters. (Tabled by Mr. Sanborn of Weld pending passage to be enacted).

(H. P. No. 1084) (L. D. No. 572) An act relating to damage to poultry by dogs, or wild animals.

(H. P. No. 1091) (L. D. No. 578) An act relating to schools in plantations and unorganized territory.

(H. P. No. 1120) (L. D. No. 630) 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. 1121) (L. D. No. 629) An act concerning property exempt from attachment and execution.

(H. P. No. 1130) (L. D. No. 592) An act relating to operation of steam pressure vessels.

(H. P. No. 1314) (L. D. No. 649) An act relating to suspension of license or certificate of registration if judgment is unsatisfied.

(H. P. No. 1485) (L. D. No. 777) An act to improve rural school teaching.

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

(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.

#### Finally Passed

(S. P. No. 164) (L. D. No. 794) Resolve to repeal a resolve providing for a State pension for Charles Brown.

(S. P. No. 166) (L. D. No. 793) Resolve to repeal a resolve providing for a State pension for Nellie Buck.

(H. P. No. 150) (L. D. No. 93) Resolve regulating fishing in Big Jim Pond.

(H. P. No. 152) (L. D. No. 80) Resolve regulating fishing in Big Jim Pond Inlets.

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

(H. P. No. 554) (L. D. No. 223)

Resolve relating to fishing in Blakslee Lake.

(H. P. No. 555) (L. D. No. 224) Resolve relating to fishing in Baker Stream.

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

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

(H. P. No. 1422) (L. D. No. 744) Resolve providing for an increase in State pension for Hannah C. McLaughlin of Farmingdale.

(H. P. 1462, L. D. 808) Resolve regulating fishing in Worthley Pond in the town of Poland in the county of Androscoggin.

(H. P. 1502, L. D. 810) Resolve in favor of Henry D. McGroty of Farmingdale.

#### (Emergency Measure)

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

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 passage of the bill to be enacted will rise and stand until counted, and the monitors will make and return the count.

A division being had,

One hundred and twenty-nine voting in the affirmative and none in the negative, the bill was passed to be enacted.

#### Orders of the Day

The SPEAKER: The Chair recognizes, under Orders of the Day, the gentleman from Presque Isle, Mr. Bennett.

On motion by Mr. Bennett, it was voted to take from the table item No. 14 on page 3 of the calendar, bill an act dispensing with the publication of the annual statements of foreign insurance companies, H. P. 885, L. D. 316, tabled by that gentleman earlier in the session today; and on further motion by the same gentleman it was voted to accept the ought not to pass report of the committee on Mercantile Affairs and Insurance.

On motion by Mr. Rounds of Portland, it was voted to take from the table report of the committee on State School for Boys, State School for Girls and State Reformatories

on bill an act relating to commitment and length of sentence at the reformatory for women, S. P. 345, L. D. 506, tabled by that gentleman earlier in the day, the pending question being the acceptance of the report ought to pass in a new draft in concurrence; and on further motion by the same gentleman the report was accepted in concurrence and thereupon the bill had its two several readings and tomorrow assigned.

On motion by Mr. Goudy of South Portland, that gentleman was given unanimous consent to introduce the following order out of order:

Ordered, the Senate concurring, that a joint convention of the House and Senate be held in the Hall of the House today at a time to be agreed upon by the Speaker of the House and the President of the Senate, and that any bankers interested in L. D. 918 and 919 be requested to attend and give the convention information on the banking conditions in the State and the purposes and objects of the above mentioned bills, so that the members of this Legislature will be able to vote intelligently on this important matter.

Mr. FARRIS of Augusta: Mr. Speaker, I move that the order be tabled. My reason for this motion is that we have made plans to have a hearing this afternoon before the joint committees of Judiciary and Banks and Banking, the speakers at which will be announced later.

The SPEAKER: I do not think it is quite proper to arrange for a joint convention by order. This would be too informal. In view of the explanation by the gentleman from Augusta, Mr. Farris, the leaders of the political parties agreed this morning to have an informal hearing in the Hall of the House at 2:30 o'clock, at which time the committees on Judiciary and Banks and Banking, and anyone else interested in these bills are invited to come in and discuss the matter informally. With that explanation, is the gentleman from South Portland, Mr. Goudy, willing to withdraw his order?

Mr. GOUDY: Yes, Mr. Speaker.

The SPEAKER: The Chair assumes that unanimous consent is given for the withdrawal of the order.

Mr. FERNALD of Winterport: Mr. Speaker, I am reminded of what Shakespeare said, that "All is

not gold that glitters," and I am glad to hear the statement of the gentleman from Augusta (Mr. Farris) that he has decided to conduct this banking question in the usual and orderly way of carrying out such matters.

The SPEAKER: That statement is rather unfair because there has been no attempt on the part of anybody to get either of these matters through this House, as the Chair understands it, without full consideration.

Are there any other matters under Orders of the Day?

On motion by Mr. Mack of Veazie, it was voted to take from the table the first unassigned matter, being House report ought not to pass of the committee on Judiciary on bill an act providing for removal of paupers to town of settlement, H. P. 849, L. D. 261, on which the House voted to insist on its former action whereby the report was re-committed to the committee on Judiciary and asked for a committee of Conference, and which came from the Senate, that body voting to adhere to its former action whereby the report ought not to pass was accepted in non-concurrence.

On further motion by the same gentleman the House voted to recede and concur with the Senate in the acceptance of the report ought not to pass.

The SPEAKER: The Chair has in its possession two matters which have been recalled by joint order, the first one being an act relating to the recounting and sealing of ballots, H. P. 1305, L. D. 669.

On motion by Miss Martin of Bangor, the bill was tabled pending further consideration.

The SPEAKER: The other matter recalled is H. P. 693, L. D. 362, bill an act closing Middle Range Pond to ice fishing, recalled from the committee on Inland Fisheries and Game.

On motion by Mr. Flanders of Auburn, tabled pending further consideration.

Mr. CARLETON of Portland: Mr. Speaker, I would like to address the House on a matter.

The SPEAKER: The Chair thinks that perhaps the member had better state the purpose of his

remarks so that permission may be granted.

Mr. CARLETON: Mr. Speaker, it has reference to the remarks of the gentleman from Winterport, Mr. Fernald.

The SPEAKER: The Chair thinks it better not to indulge in any further personalities.

Mr. CARLETON: I just wanted the remarks of the gentleman from Winterport, taken from the record.

The SPEAKER: The Chair rules that the gentleman is out of order.

Are there any other matters under Orders of the Day?

On motion by Mr. Thompson of Belfast, it was voted to take from the table the twenty-fourth unassigned matter, bill an act relating to the War Bond Sinking Fund, S. P. 549, L. D. 816, tabled by that gentleman on March 15, pending third reading.

Mr. THOMPSON: Mr. Speaker, I offer House Amendment A and move its adoption; and I would like to say in regard to that amendment that—

The SPEAKER: Will the gentleman wait until the amendment is read?

House Amendment A to Senate Paper 549, Legislative Document 816, bill an act relating to the War Bond Sinking Fund.

Amend said bill by inserting after the second paragraph of said bill the following paragraph:

"First, to pay the interest on all bonds issued under authority of chapter 187 of the public laws of 1907.

Also amend said bill by correctly redesignating numerically the paragraphs of said bill.

Also further amend said bill by striking out in the third line of the paragraph of said bill which begins with the word "third" the figure "2" and inserting in place thereof the figure "3."

Also amend said paragraph by striking out the word "appropriation" therein and inserting in place thereof the word 'appropriations'; and further amend said paragraph by striking out at the end thereof the words "as it shall determine."

The SPEAKER: Does the gentleman from Belfast, Mr. Thompson, desire to speak on this amendment?

Mr. THOMPSON: Only to explain to the members that in the

original bill there was no provision made to obtain interest on these bonds, and this amendment takes care of that.

Thereupon, House Amendment A was adopted and the bill as amended had its third reading and was passed to be engrossed.

On motion by Mr. Sargent of Brewer, it was voted to take from the table the twenty-second unassigned matter, bill an act to incorporate the Town of Lincoln School District, S. P. 230, L. D. 796, tabled by that gentleman March 15, pending first reading; and on further motion by the same gentleman the bill had its two several readings and tomorrow assigned.

Mr. SCATES of Westbrook: Mr. Speaker, I would ask that the House recess until four o'clock this afternoon because we have a large calendar here. If that vote is carried, I would ask the members to remain in their seats and that the Speaker repeat, possibly, the announcement that he made in regard to the bank situation.

Thereupon, on motion by Mr. Scates

The House recessed until 4 o'clock this afternoon.

#### AFTER RECESS

The SPEAKER: The House will be in order. The House is operating under Orders of the Day. The Chair recognizes the gentleman from Augusta, Mr. Farris.

On motion by that gentleman it was voted to take from the table the twenty-seventh unassigned matter, bill an act for the protection of savings banks and depositors therein, S. P. 590, L. D. 918, which was received in the Senate by unanimous consent, read twice, under suspension of the rules, and passed to be engrossed, without reference to a committee. Received in the House pursuant to joint order of March 15, tabled on March 15 by that gentleman, pending further consideration; and on further motion by the same gentleman, under suspension of the rules, the bill was given its two several readings without reference to a committee.

Mr. TOMPKINS of Houlton: Mr. Speaker, I offer House Amendment A to Senate Paper 590, Legislative Document 918. The purpose of this amendment is to strike out section six of the bill.

House Amendment A to Senate Paper 590, Legislative Document 918, bill an act for the protection of savings banks and depositors therein.

Amend said bill by striking out all of section six of said bill, and further amend said bill by correctly re-numbering the sections thereof beginning with section seven.

Thereupon, House Amendment A was adopted; and on motion of Mr. Soper of Newport, under suspension of the rules, the bill as amended was given its third reading and passed to be engrossed in non-concurrence.

On motion by Mr. Farris of Augusta, it was voted to take from the table the twenty-eighth unassigned matter, bill an act for the protection of trust companies and depositors therein, S. P. 589, L. D. 919, which was received in the Senate by unanimous consent, read twice, under suspension of the rules, and passed to be engrossed, without reference to a committee, received in the House pursuant to joint order of March 15, tabled on March 15 by that gentleman, pending further consideration; and on further motion by the same gentleman, under suspension of the rules the bill was given its two several readings without reference to a committee.

Mr. FARRIS: Mr. Speaker, I now offer House Amendment A to Senate Paper 589, and move its adoption. I will say that this amendment is to clarify the wording in regard to double liability of stockholders, in sections one, two and four.

House Amendment A to S. P. 589, L. D. 919, bill an act for the protection of trust companies and depositors therein.

Amend said bill by striking out in the 11th line of section 1 thereof the words "including stock liability" and by adding at the end of said section the following: "In such examination of assets there shall be included the liability of stockholders to assessment."

And by striking out at the beginning of Section 2 the following words, "If the liabilities of the trust company, exclusive of stock liability, exceed its assets," and inserting in place thereof the following: "If the liabilities of the trust company, not including the outstanding capital stock exceed its assets, including the amount realized from an assessment of stockholder's liability,"

And further amend said bill by adding at the end of section 4 the words "or member of the Federal Reserve System."

Thereupon, House Amendment A was adopted; and on further motion by Mr. Farris, the rules were suspended, the bill as amended was given its third reading and passed to be engrossed in non-concurrence.

The SPEAKER: The Chair understands that the gentleman from Augusta, Mr. Farris, moves that both of these bills be sent to the Senate at once.

Mr. FARRIS: Mr. Speaker, I move to take from the table the twenty-sixth unassigned matter, bill an act relating to weights and measures, S. P. 568, L. D. 859.

The SPEAKER: We will defer action on that motion until the Clerk has attended to the endorsements of these bills. The House may be at ease.

#### AFTER RECESS

On motion by Mr. Farris of Augusta, the rules were suspended that smoking may be allowed for the rest of the session.

The SPEAKER: The House should remain in session until word comes back from the Senate that they have concurred in the amendments which we have just adopted. While we are waiting, are there any matters on the unassigned list that can be disposed of?

On motion by Miss Laughlin of Portland, it was voted to take from the table the seventh unassigned matter, House report ought not to pass, committee on Judiciary on

bill an act relating to disclosures of the affairs of corporations and the place within counties in which disclosures are to be made, H. P. 1103, L. D. 584, tabled by that member March 14 pending acceptance of the report; and on further motion by the same member the bill was re-committed to the committee on Judiciary.

On motion by Mr. Hills of Northport, it was voted to take from the table the fifth unassigned matter, House report ought not to pass committee on Inland Fisheries and Game on bill an act regulating trapping of wild animals within the counties of Waldo and Knox, H. P. 201, L. D. 109, tabled by that gentleman on March 14 pending acceptance of the report; and on further motion by the same gentleman the ought not to pass report was accepted.

The SPEAKER: If there are no other matters to be disposed of, the House may be at ease pending word from the Senate.

#### AFTER RECESS

The SPEAKER: The Senate having concurred in the adoption of the amendments, which were earlier adopted in this body, is there anything more we can do tonight on the bills we have been considering? If there is no other business before the House, the Chair understands that the gentleman from Portland, Mr. Bucknam, moves that the House now adjourn until ten o'clock tomorrow morning.

The motion prevailed and the House so adjourned.