

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

SENATE

Friday, February 17, 1933.

Senate called to order by the President.

Prayer by the Rev. L. D. Porter of Gardiner.

Journal of yesterday read and approved.

Mr. Kitchen of Aroostook, out of order and under suspension of the rules presented the following order and moved its passage:

Ordered, the House concurring, that the State Highway Commission be directed to file with the Secretary of the Senate and the Clerk of the House, lists showing all bridges constructed since January 1, 1929 specifying as to each:

1. The cost of construction.
2. The type of construction.
3. The length of bridge.

4. The approximate height of the bridge floor above the mean level of the water.

5. The shares, if any, contributed to the construction of each from sources outside the state treasury.

That if possible the information be filed before four o'clock on Tuesday, February 21st. (S. P. 426)

MR. KITCHEN of Aroostook: Mr. President, I would like to add that I hope that under the circumstances this order will receive immediate passage and after the order is read, if the Senate sees fit to pass it, I will move that it be immediately sent to the House by special messenger so that that body may immediately act upon the order.

The order received a passage.

Thereupon, on further motion by the same Senator the order was immediately sent down for concurrence by special messenger.

Subsequently the foregoing order came back from the House read and passed in concurrence.

On motion by Mr. Abbott of York, out of order and under suspension of the rules, it was

Ordered, the House concurring, that when the Senate and House adjourn, they adjourn to meet Tuesday, February 21st at five o'clock in the afternoon.

Sent down for concurrence.

The PRESIDENT: The Chair will state that the adjournment order reads five o'clock instead of ten o'clock for the morning session or four-thirty as usual for an after-

noon session in order to give the committees ample time to hold their hearings. There are a great many hearings advertised for Tuesday afternoon and we hope that these hearings will be held as scheduled and have deferred the hour of the session in order to give them more time.

Subsequently the foregoing order came back from the House read and passed in concurrence.

Papers from the House disposed of in concurrence.

From the House:

Bill "An Act prescribing a schedule of fees for registration of motor trucks." (H. P. 1165, L. D. 688)

In the House, referred to the Committee on Taxation.

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

From the House:

Bill "An Act prescribing a schedule of fees for registration of motor trucks." (H. P. 1166, L. D. 687)

In the House, referred to the Committee on Taxation.

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

House Bills in First Reading

Resolve relating to ice fishing in Webber Pond and Three Mile Pond. (H. P. 1304, L. D. 652)

Resolve in favor of the Monson Rod and Gun Club" (H. P. 606, L. D. 675)

An Act relating to Judges of Probate. (H. P. 1231, L. D. 684)

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

Resolve providing for a state pension for Mary A. Leighton of Gardiner (H. P. 74, L. D. 670)

From the House:

The Committee on Legal Affairs on Bill "An Act relating to the counting and sealing of ballots" (H. P. 259, L. D. 132) reported the same in a new draft (H. P. 1305, L. D. 669) under the same title and that it ought to pass.

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

In the Senate, on motion by Mr. Holmes of Androscoggin, bill and

report tabled pending acceptance of the report in concurrence.

Resolve providing for a state pension for Augusta O. Goodwin of Augusta (H. P. 75, L. D. 671)

Resolve in favor of John E. Parker of Windsor for state pension (H. P. 99, L. D. 672)

Resolve providing for a state pension for William H. Rankin of Winterport (H. P. 385, L. D. 673)

Resolve providing for a state pension for Susie E. Simmons of Belfast (H. P. 570, L. D. 674)

Resolve providing for an increase in state pension for Eva J. Rundlette of Readfield. (H. P. 1306, L. D. 676)

Resolve providing for a state pension for Cassie E. Spencer of Winterport (H. P. 1307, L. D. 677)

Resolve providing for a state pension for Frank F. Clark of Gardiner (H. P. 1308, L. D. 679).

Resolve providing for a state pension for Mary L. Merrill of Gardiner (H. P. 1309, L. D. 678)

Resolve providing for a state pension for Meretta McFarland of Augusta (H. P. 1310, L. D. 680)

Resolve providing for a state pension for Agnes Gilson of Gardiner (H. P. 1311, L. D. 681)

Resolve relating to smelt fishing in East Machias (H. P. 80, L. D. 42)

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

Temperance

Mr. Abbott of York: Remonstrance of Mary E. Holmes and 44 others of South Berwick against the resubmission of the prohibitory amendment. (S. P. 424)

Mr. Weeks of Somerset: Remonstrance of Lida E. Corey and 17 others against any change in the prohibitory laws. (S. P. 425)

Sent down for concurrence.

Mrs. Gay of Lincoln: Resolution from the Lincoln Pomona Grange No. 19 opposing Sunday sports and Sunday hunting.

The PRESIDENT: The Chair will state that the recommendation of the committee on reference of bills is that this resolution be placed on file and the reason for this recommendation by the committee is that the resolution refers to two subjects which have been referred to different committees. Is it the

pleasure of the Senate that this resolution be placed on file?

Thereupon, the resolution was placed on file.

Orders

On motion by Mr. Robie of Cumberland, it was

Ordered, that five hundred copies of Senate Paper 312, An Act relating to Back Bay Sanctuary, be printed.

Reports of Committees

Mr. Holman from the Committee on Judiciary on Bill "An Act to charge passengers in motor vehicles with the negligence of the driver in certain cases" (S. P. 156, L. D. 210) reported that the same ought not to pass.

(On motion by Mr. Page of Somerset, tabled pending acceptance of the report)

Mr. Weeks of Somerset from the Committee on Judiciary on Bill "An Act revising sundry sections of the Revised Statutes" (S. P. 151, L. D. 212) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act relating to the taking of testimony" (S. P. 214, L. D. 278) reported that the same ought to pass.

Mr. Holmes from the Committee on Judiciary on Bill "An Act relating to registration of women voters" (S. P. 155, L. D. 165) reported that the same ought to pass.

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

Mr. Holmes from the Committee on Judiciary on Bill "An Act to amend an act to incorporate the Guilford and Sangerville Water District" (S. P. 218) reported that the same ought to pass.

Mr. Holman from the same Committee on Bill "An Act to incorporate Sandy River Log Driving Company" (S. P. 219) reported the same ought to pass.

Which reports were read and accepted and the bills laid on the table for printing under joint rules.

Passed to be Engrossed

An Act to provide a town council and manager form of government for the town of Washburn in the County of Aroostook. (S. P. 160, L. D. 164)

An Act to amend the laws relat-

ing to loan and building associations. (S. P. 254, L. D. 384)

An Act to amend the laws relating to loan and building associations. (S. P. 255, L. D. 385)

An Act to amend the laws relating to loan and building associations. (S. P. 256, L. D. 386)

An Act to permit loan and building associations to borrow money. (S. P. 257, L. D. 387)

An Act to amend the laws relating to loan and building associations. (S. P. 258, L. D. 388)

An Act amending the banking law. (S. P. 259, L. D. 389)

An Act providing for special terms of the Superior Court. (S. P. 30, L. D. 17)

Resolve relating to fishing in Whitney Brook. (H. P. 64, L. D. 34)

An Act relating to fishing in Upper Taylor Brook. (H. P. 118, L. D. 65)

An Act relating to appointment of town road commissioners. (H. P. 122, L. D. 72)

(On motion by Mr. Littlefield of York, tabled pending passage to be engrossed.)

An Act relating to the jurisdiction of municipal courts in certain cases. (H. P. 123, L. D. 73)

Resolve relating to fishing in McCoslin Brook and Turtle Pond Brook. (H. P. 206, L. D. 113)

Resolve regulating fishing in Round, Ross, Haley and Quimby Ponds. (H. P. 210, L. D. 116)

An Act relating to fishing in Lake Pennesseewassee and Sand Pond. (H. P. 211, L. D. 117)

An Act to extend the rights, powers and privileges of the Sabat-us Water and Sewer District. (H. P. 227, L. D. 637)

An Act permitting small town polls to close at five o'clock in primary elections. (H. P. 612, L. D. 180)

(On motion by Mr. Kitchen of Aroostook, tabled pending second reading.)

An Act discontinuing publishing lists of costs. (H. P. 614, L. D. 181)

An Act to extend the charter of the Patten Water and Power Company. (H. P. 652, L. D. 638)

An Act to extend the charter of the Vanceboro Water Company. (H. P. 924, L. D. 639)

An Act relating to qualifications of county attorneys. (H. P. 1232, L. D. 640)

The PRESIDENT: It has been customary for measures not to be

passed by final enactment at a Friday session and that will be the custom this year, except that these matters seemed so harmless, with so little possibility of objection, that it seemed both wise and proper that they be disposed of today. If any Senator believes that any absent member would have any interest in any of these matters it would be well to lay such matter on the table.

Passed to be Enacted

An Act relating to election of officers for the Van Buren Water District. (H. P. 101, L. D. 430)

An Act relating to the taking of lobsters in certain waters in Hancock County, adjacent to the town of Brooklin. (H. P. 163, L. D. 91)

Finally Passed

Resolve for screening Pierce Pond, in the County of Hancock (H. P. 47, L. D. 433)

Out of order and under suspension of the rules the President laid before the Senate, Report of the Committee on Legal Affairs "Ought to Pass" on bill, An Act to amend the charter of the Northport Wesleyan Grove Camp Meeting Association (H. P. 158, L. D. 635).

The PRESIDENT: The Chair will state that in the Senate this morning the report on this bill was accepted and the bill given its first reading in concurrence. It now develops that the bill as it came from the House was passed to be engrossed as amended by House Amendment "A". Is it the pleasure of the Senate that we reconsider our action of this morning whereby this bill was given its first reading?

Thereupon, the Senate voted to reconsider its action taken earlier in today's session whereby this bill was given its first reading, House Amendment "A" was read and adopted in concurrence, the bill was given its first reading as amended in concurrence and next Tuesday afternoon at five o'clock assigned for second reading.

Orders of the Day

On motion by Mr. Kitchen of Aroostook, the Senate voted to take from the table, An Act permitting small town polls to close at five o'clock in primary elections (H. P. 612, L. D. 180), tabled by that Sen-

ator earlier in today's session pending second reading.

Mr. KITCHEN of Aroostook: Mr. President and Senators, I tabled this bill this morning because of the fact that the election laws of the State of Maine are all uniform at the present time. Not knowing what the bill provided and also assuming that the Committee on Judiciary had given it serious consideration and passed their approval upon it and also learning that the bill provides that towns of 300 inhabitants or less may close their polls at five o'clock in the afternoon, I think I can see where it might be of advantage to the small towns and for that reason I move that the bill be given its second reading.

Thereupon, the bill was given its second reading and passed to be engrossed.

Sent down for concurrence.

The PRESIDENT: The Chair will advise the Senator from Hancock, Senator Blaisdell, that the four normal school bills, covered by his order of February 15th, are now in the possession of the Senate, having been returned by the Committee.

Thereupon, on motion by Mr. Blaisdell of Hancock, that Senator was granted unanimous consent to withdraw, An Act relating to Gorham Normal School (S. P. 308).

Sent down for concurrence.

On further motion by the same Senator, that Senator was granted unanimous consent to withdraw, An Act relating to Farmington Normal School (S. P. 309).

Sent down for concurrence.

On further motion by the same Senator, that Senator was granted unanimous consent to withdraw, An

Act relating to Presque Isle Normal School (S. P. 310).

Sent down for concurrence.

On further motion by the same Senator, that Senator was granted unanimous consent to withdraw, An Act relating to Machias Normal School (S. P. 311).

Sent down for concurrence.

On motion by Mr. Littlefield of York, the Senate voted to take from the table, An Act concerning the improvement, protection or preservation of shade or ornamental trees (H. P. 1156, L. D. 603), tabled by that Senator on February 15th pending reference in concurrence; and on further motion by the same Senator the bill was referred to the Committee on State Lands and Forest Preservation in concurrence.

The PRESIDENT: Our calendar is in very good shape for this season of the year, the Senate having carried over from yesterday only seven items on the table and only a few having been tabled today. If, however, any of these tabled matters can now be taken from the table and sent along their course it will be a step in the direction of progress. If there is nothing further to be taken from the table at this time may the Chair express the hope that next week we will try to make plans to clean the calendar and refer all matters possible to a committee, that our committees may be encouraged to act on these matters and send in their reports promptly.

On motion by Mr. McLoon of Knox,

Adjourned, until next Tuesday afternoon, February 21st, at five o'clock.