

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 Plourde.
- 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. 358)—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)

SENATE

Tuesday, March 7, 1933

Senate called to order by the President.

Prayer by the Rev. Herbert E. P. Pressey of Augusta.

Journal of Friday, March 3d was read and approved.

The PRESIDENT: Members of the Senate, events move swiftly in these times. Causes of events are sometimes manifest and sometimes difficult of analysis. The causes of the credit and banking emergency which resulted in the universal bank holiday commencing on Saturday last are undoubtedly varied, but we must recognize that the outstanding causes were fear and greed motivating far beyond the urge of patriotism and thought for the general public wellbeing those who in our money centers sought the withdrawal of funds on a scale beyond the capacity of banks to meet.

It is a matter for congratulation to us and to the people of our State that the emergency did not originate at all in Maine and that the general closing of our banks was advisable only because of conditions originating elsewhere.

I listened on Saturday to the administration of the oath to President Roosevelt. I heard every word of his brief address. I want to repeat, and to emphasize, if emphasis of his forthright statement on my part is possible, one sentence from that address, and part of another:

"This great Nation will endure as it has endured, will revive, and will prosper. So first of all let me assert my firm belief that the only thing we have to fear is fear itself—nameless, unreasoning, unjustified terror..."

I can add nothing to the force of the belief of President Roosevelt by saying that it is true. Let me instead say that it is obvious and that a moment of considered thought on the part of each one of us and on the part of each citizen of our State will force recognition of its truth.

We who are here in this small body represent the whole State of Maine. We come from every part of it. One of our most solemn duties must be to allay fear. We must willingly receive, notwithstanding our closing orders, emergency legislation to relieve the crisis. We

must enact that legislation without being too meticulous about its form or the validity of any particular provision, but we must first of all see to it that nameless fear, unreasoning dread and unjustified terror do not rule within the confines of the State of Maine. Let us believe with President Roosevelt, and let us convince our own people, that our State and our Nation will endure—that they will revive—and that they will prosper. It is for us to hold high for all the people of the State of Maine the torch of courage.

Papers from the House disposed of in concurrence.

House Bills in First Reading

Resolve in favor of Herbert McDaniel of Somerville (H. P. 428, L. D. 780).

Resolve in favor of Ernest C. Brown of Gorham (H. P. 1389, L. D. 694)

Resolve relating to ice fishing in Long Pond (H. P. 749, L. D. 256)

From the House:

The Committee on Judiciary on Bill "An Act to provide for the surrender by Drew Plantation of its organization" (H. P. 840, L. D. 260) reported the same in a new draft (H. P. 1436, L. D. 778) under the title of "An Act to provide for the surrender by town of Drew of its organization" and that it ought to pass.

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

In the Senate, on motion by Mr. Holmes of Androscoggin, the bill and report were tabled pending acceptance of the report in concurrence.

An Act relating to Ogunquit Beach District (H. P. 1487, L. D. 779)

Resolve providing for an increase in state pension for Olive E. Brann of Augusta (H. P. 649, L. D. 781)

Resolve providing for an increase in state pension for Harry E. Troop of Pittston (H. P. 889, L. D. 783)

Resolve providing for a state pension for Harrison B. Bowley, Jr. of Rockport (H. P. 897, L. D. 782)

Resolve providing for a state pension for Joseph B. Pelletier of Winterville Plantation (H. P. 1490, L. D. 791)

Resolve providing for a state pen-

sion for Addie L. Wakefield of Saco (H. P. 900, L. D. 784)

Resolve providing for a state pension for Frank C. Davis of Jefferson (H. P. 901, L. D. 785)

Resolve providing for a state pension for Charles Dowling Kidder of Otisfield (H. P. 1489, L. D. 790)

Resolve providing for a state pension for Nellie E. Hatch of Monmouth. (H. P. 911, L. D. 786)

Resolve providing for a state pension for Eva E. Binford of Portland (H. P. 912, L. D. 787)

Resolve providing for a state pension for Sidney Potter of Gardiner (H. P. 1488, L. D. 789)

Resolve providing for a state pension for Clara M. Ware of Pittston (H. P. 918, L. D. 788)

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

Salaries and Fees

Mr. Murchie of Washington presented

Petition of the East Kennebec Pomona Grange No. 25 for state salary reductions. (S. P. 560).

Sent down for concurrence.

Taxation

Mr. Farnsworth of Aroostook presented

Petition of P. L. Rideout and others of Aroostook County in favor of a special tax on the so-called "Chain Stores." (S. P. 561).

Sent down for concurrence.

Pensions

Mr. Harmon of Hancock presented

Petition of Norman Shaw and 25 others in favor of a pension for Eva May Snowman of Bar Harbor. (S. P. 566).

Sent down for concurrence.

Bills in First Reading

An Act relating to the War Bond Sinking Fund. (S. P. 549, L. D. 816).

An Act to revise the laws relating to Sea and Shore Fisheries. (S. P. 550, L. D. 815).

An Act to revise the municipal Court Chapter of the Revised Statutes. (S. P. 551, L. D. 814).

An Act relative to the apportionment of state aid to agricultural societies. (S. P. 552, L. D. 817).

An Act relating to transportation of poultry. (S. P. 553, L. D. 813).

Reports of Committees

Mr. Story from the Committee on Agriculture on "Resolve relating to rules and regulations on bounties" (S. P. 314, L. D. 522) reported that the same ought not to pass.

The same Senator from the same Committee on "Resolve to appropriate money for the purpose of preventing damage to domestic animals by bears" (S. P. 261, L. D. 382) reported that the same ought not to pass.

Mr. Weatherbee from the Committee on Claims on "Resolve in favor of the town of New Gloucester" (S. P. 21) reported that the same ought not to pass.

The same Senator from the same Committee on "Resolve to reimburse the town of Dover-Foxcroft for support of the family of Harry E. Tompkins, a veteran of the World War" (S. P. 19) reported that the same ought not to pass.

Mr. Kitchen from the same Committee on "Resolve for payment of medical attendance and hospital bill for Mrs. Mildred Gibbs of Brooks" (S. P. 202) reported that the same ought not to pass.

Mr. Abbott from the Committee on Ways and Bridges on "Resolve in favor of Rhoda M. Buxton" (S. P. 31) reported that the same ought not to pass as the matter is taken care of in another way.

Which reports were severally read and accepted.

Sent down for concurrence.

Mr. Weatherbee from the Committee on Claims on "Resolve appropriating money to pay the claim of Madawaska Company of Van Buren against the State of Maine" (S. P. 205) reported that the same ought to pass.

Mr. Angell from the Committee on Inland Fisheries and Game on Bill "An Act relative to fishing in the Saco River in the county of York" (S. P. 180) reported the same in a new draft (S. P. 562) and that it ought to pass.

The same Senator from the same Committee on Bill "An Act relative to hunting licenses for residents, non-residents and fees therefor" (S. P. 194, L. D. 276) reported the same in a new draft (S. P. 563) under the same title and that it ought to pass.

The same Senator from the same Committee on Bill "An Act relating to open season on fishing in York County" (S. P. 240) reported the same in a new draft (S. P. 564)

in the form of a resolve under the title of "Resolve regulating fishing in York County" and that it ought to pass.

Mr. Schnurle from the same Committee on Bill "An Act relative to the Standish Game Preserve in the town of Standish, Cumberland County" (S. P. 260) reported that the same ought to pass.

Mr. Hathaway from the Committee on Interior Waters on Bill "An Act to regulate the speed of motor boats in the Belgrade Lakes" (S. P. 150) reported the same in a new draft (S. P. 565) under a new title "An Act to regulate the speed of motor boats in certain waters in the Belgrade Lakes" and that it ought to pass.

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

Passed to be Engrossed

An Act to prevent the maintaining of a black list in industry. (S. P. 43, L. D. 27)

An Act to increase the legal speed of commercial vehicles. (S. P. 154, L. D. 166)

An Act enabling cities and towns to take advantage of Reconstruction Finance Corporation loans for construction of sewerage works. (S. P. 213, L. D. 280)

(On motion by Mr. Holmes of Androscoggin, tabled pending second reading.)

An Act relative to state aid to academies. (S. P. 278, L. D. 804)

An Act relating to disclosure proceedings. (S. P. 287, L. D. 464)

An Act defining certain powers of industrial banks. (S. P. 534, L. D. 800)

Resolve providing for a pension for Laura Witham of Lisbon. (S. P. 535, L. D. 799)

An Act to amend the banking laws by amending Sec. 91. of Chap. 57 of the Revised Statutes.

Sent down for concurrence.

An Act relating to the permanent school fund. (H. P. 574, L. D. 173)

An Act relative to raising the water of York Pond situated in the towns of Eliot and York. (H. P. 739, L. D. 776)

An Act to grant a new charter to the City of Ellsworth. (H. P. 880, L. D. 355)

An Act to improve rural school teaching. (H. P. 1485, L. D. 777)

Orders of the Day

On motion by Mr. Jackson of Cumberland, the Senate voted to reconsider its action of last Friday whereby the "ought not to pass" report of the Committee on Legal Affairs on An Act Relating to the Eligibility of Members of City Governments to Certain Offices, (H. P. 1061) (L. D. 490), was accepted.

Mr. JACKSON of Cumberland: Mr. President, I now move that bill be recommitted to the Committee on Legal Affairs, and I yield to the Senator from Hancock, Senator Blaisdell.

THE PRESIDENT: The question before the Senate is on the motion to recommit this bill to the Committee on Legal Affairs.

MR. BLAISDELL of Hancock: Mr. President, on behalf of the Committee on Legal Affairs,—we are willing to accept the recommitment of this bill for further consideration.

Thereupon, the bill was recommitted to the Committee on Legal Affairs.

Sent down for concurrence.

The President: The Chair will state that there is now in the possession of the Senate, Resolve relating to Fishing in Whitney Brook. (H. P. 64, L. D. 34), recalled from the Governor by Senate order introduced last Friday.

Thereupon, on motion by Mr. Holmes of Androscoggin, the resolve was laid upon the table pending consideration.

The PRESIDENT: The Senate has on the calendar nineteen tabled matters, the longest calendar which the Senate has had, with one exception, this year. The Chair does not know how many of these matters may be taken from the table this morning but hopes that some will be and would like to urge that those who have matters on the table which are not taken off this morning plan if possible to take them off and send them along their course tomorrow.

On motion by Mr. Viles of Kennebec, the Senate voted to take from the table, An Act relating to schools in plantations and unorganized territory (H. P. 1091, L. D. 578), tabled by that Senator on March 3rd pending passage to be engrossed in concurrence; and on further motion by the same Sena-

tor the bill was passed to be engrossed in concurrence.

On motion by Mr. Jackson of Cumberland, the Senate voted to take from the table, Senate Report from the Committee on Judiciary, "Ought Not to Pass" on "An Act relative to the use of State owned motor vehicles" (S. P. 281, L. D. 466), tabled by that Senator on February 21st pending acceptance of the report.

Mr. JACKSON of Cumberland: Mr. President, I wish to say that while many of us feel that this is a problem that should be carefully investigated by those in authority here in the State House, nevertheless the report of the Committee on Judiciary "Ought Not to Pass" was absolutely acceptable to most of us. I therefore move the acceptance of the report.

The motion prevailed, and the report of the Committee "Ought Not to Pass" was accepted.

Sent down for concurrence.

On motion by Mr. Schnurle of Cumberland, the Senate voted to take from the table, House Report from the Committee on Inland Fisheries and Game, "Ought to Pass" on "Resolve relating to fishing in Baker Pond" (H. P. 556, L. D. 225), tabled by that Senator on March 1st pending acceptance of the report in concurrence.

Mr. SCHNURLE of Cumberland: Mr. President, I yield to the Senator from York, Senator Angell.

Thereupon, on motion by Mr. Angell of York, the resolve was recommitted to the Committee on Inland Fisheries and Game in non-concurrence.

Sent down for concurrence.

On motion by Mr. Robie of Cumberland,

Recessed, until 11:15 o'clock.

The PRESIDENT: The Chair will urge that the members of the Senate be in the Senate Chamber at 11:15.

AFTER RECESS

The Senate was called to order by the President.

On motion by Mr. Page of Somerset, out of order and under suspension of the rules, that Senator was granted unanimous consent to

introduce, bill, "An Act authorizing the Governor to proclaim a banking emergency and providing for the further protection of depositors in banks and banking institutions and maintenance of the banking structure of the State" (S. P. 567).

Mr. PAGE of Somerset: Mr. President, this bill, I might say, was drafted yesterday afternoon and last evening by a group appointed by the National Banking Association, the Savings Banks Association, and the Trust Companies Association, and I would suggest that the bill be read by the Secretary.

Thereupon, the bill was received for consideration without reference to a committee and was read by the Secretary.

The PRESIDENT: Does any member of the Senate desire to ask any questions about any section or provision of this bill?

Thereupon, on motion by Mr. Page of Somerset, the bill was given its two several readings and passed to be engrossed; and on further motion by the same Senator was sent by special messenger to the House for concurrent action.

The PRESIDENT: The Senate will recess until 12:30 o'clock.

AFTER RECESS

The Senate was called to order by the President.

(Emergency Measure)

(Out of order and under suspension of the rules).

An Act authorizing the Governor to proclaim a banking emergency and providing for the further protection of depositors in banks and banking institutions and maintenance of the banking structure of the State. (S. P. 567).

Which bill being an emergency measure and having received the affirmative vote of 27 members of the Senate, was passed to be enacted, and having been signed by the President was by the Secretary presented to the Governor for his approval.

On motion by Mr. Holmes of Androscoggin, the Senate voted to reconsider its action of last Friday whereby, House Report of the Committee on Mercantile Affairs and Insurance "Ought Not to Pass," on "An Act to incorporate the Maine Fraternal Beneficiary Corporation"

(H. P. 878, L. D. 314) was accepted in concurrence; and on further motion by the same Senator, the bill and the report were laid upon the table pending acceptance of the report in concurrence.

On motion by Mr. Littlefield of York, the Senate voted to take from the table, An Act Relating to Absentee Voters, (H. P. 1078) (L. D. 435), tabled by that Senator on February 28th pending second reading; and on further motion by the same Senator, the bill was given its second reading, and passed to be engrossed in concurrence.

On motion by Mr. Littlefield of York, the Senate voted to take from the table, An Act to Amend the Absent Voting Law, (H. P. 1051) (L. D. 482), tabled by that Senator on March 3rd, pending passage to be engrossed; and on further motion by the same Senator, the bill was passed to be engrossed in concurrence.

On motion by Mr. Weymouth of Penobscot,

Adjourned until tomorrow morning at ten o'clock.