

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Sixth Legislature

OF THE

STATE OF MAINE

1933

KENNEBEC JOURNAL COMPANY
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ERRATA:

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

- Page 473—An act to regulate the speed of motor vehicles (S. P. 357, L. D. 572)—Should be (S. P. 357, L. D. 512)
- Page 474—An Act to incorporate the Maine Reinsurance Company (H. P. 977, L. D. 313)—Should be (H. P. 877, L. D. 313)
- Page 475—Second act closing Middle Range Pond to ice fishing to be deleted.
- Page 478—Resolve regulating Fishing in Snow Mountain Pond (H. P. No. 462) (L. D. No. 228)—Should be (H. P. No. 562) (L. D. No. 228)
- Page 486—An Act relating to trapping muskrats in Sourdabscook Stream (H. P. 5351, L. D. 142)—Should be (H. P. 551, L. D. 142)
- Page 487—An Act providing for the calling of conventions for adoption or rejection of proposed amendment to the Constitution of the United States submitted by Congress to conventions.—Should be H. P. 1594.
- Page 487—House Paper 205, An act relating to the prepayment of taxes—Should be L. D. 205.
- Page 495—An Act empowering William L. Milliken of Presque Isle in the County of Aroostook to Erect and Maintain Piers, Piles and Booms in the Aroostook River (H. P. 67) (L. D. 85)—Should be (H. P. 67) (L. D. 29)
- Page 504—resolve providing for a State pension for Leland Palmer of Carmel H. P. 685, L. D. 727—Should be H. P. 645, L. D. 737.
- Page 509—An Act to establish a board of finance of the City of Waterville. (H. P. 1551, L. D. 860)—Should be (H. P. 1551, L. D. 868)
- Page 537—Resolve providing for a state pension for Anne Foley of Lewiston (H. P. 907, L. D. 340)—Should be (H. P. 907, L. D. 840)
- Page 537—Resolve in favor of American Liability Insurance Company of Boston in the Commonwealth of Massachusetts (S. P. 206)—Should read American Mutual Liability Insurance Company.
- Page 538—"An Act relating to beautification of landscape and roadsides" (S. P. 385)—Should be (S. P. 355)
- Page 567—An Act providing for sentences and the imposition thereof. (S. P. 596, L. D. 568)—Should be (S. P. 283, L. D. 568)
- Page 569—Error in spelling (the county).
- Page 571—"An Act relative to the fishing in the Mousam River" (S. P. 173)—Should be (S. P. 178).
- Page 587—(S. P. No. 564) (L. D. No. 832) Resolve regulating fishing for Pickerel in Oxford and York Counties.—Should be in York County.
- Page 587—(H. P. 560, L. D. 144) Resolve regulating fishing for pickerel in Oxford and York Counties.
- Page 600—Resolve appropriating money to pay World War Veterans claims heretofore approved by the Committee on Claims (S. P. 892, L. D. 948)—Should be (S. P. 592, L. D. 948)
- Page 601—Resolve extending open season on Mousam River. (S. P. 610, L. D. 993)—Should be (S. P. 610, L. D. 983)
- Page 601—The majority of the Committee on Bill "An Act relating to manufacture of intoxicating liquor" (S. P. 116, L. D. 163)—should read—The majority of the Committee on Temperance, etc.
- Page 601—The majority of the Committee on Bill "An Act relating to the pauperizing of unemployed wage earners" (S. P. 42, L. D. 26) should read—The majority of the Committee on Labor, etc.
- Page 601—(Signed) Holmes of Franklin—Should be Holman.
- Page 602—"An act relating to state aid for academies." (S. P. 1000, L. D. 577)—Should be (H. P. 1090, L. D. 577)
- Page 621—Resolve Providing for a State Pension for Augusta O. Goodwin of Augusta, (H. P. 75) (L. D. 670)—Should be (H. P. 75) (L. D. 671)
- Page 622—Resolve Providing for an Increase in State Pension for Lester Pagen of Hermon (H. P. 56) (L. D. 706)—Should be Lester Patten.
- Page 622—Resolve Providing for a State Pension for Arria S. Sargent of Auburn, (H. P. 383) (L. D. 08)—Should be (H. P. 383) (L. D. 708)
- Page 622—Resolve Providing for a State Pension for Fred E. Stevens of Chelsea, (H. P. 991) (L. D. 40)—Should be (H. P. 991) (L. D. 740)
- Page 622—Resolve Providing for an Increase in State Pension for Grace Griffin of Auburn, (H. P. 139) (L. D. 715)—Should be (H. P. 1397) (L. D. 715)
- Page 623—Resolve Providing for a Pension for Laura Witham of Lisbon, (S. P. 535) (L. D. 788)—Should be (S. P. 535) (L. D. 799)
- Page 633—Resolve in favor of several academies, institutes and seminaries (S. P. 598, L. D. 932)—Should be (S. P. 598, L. D. 942)
- Page 633—An act requiring the licensing of operators of creameries or milky distributing plants (H. P. 1618) (L. D. 953)—Should be milk distributing plants.
- Page 635—An act relating to Penobscot and Passamaquoddy Tribes of Indians (H. P. 1554, L. D. 875)—Should be (H. P. 1554, L. D. 857)

SENATE

Monday, March 13, 1933

Senate called to order by the President.

Prayer by the Rev. Edwin Cunningham of Augusta.

Journal of Friday, March 10th read and approved.

The PRESIDENT: The Chair has harped so long and so arduously on haste, or expedition, that he hesitates to say very much more. Since returning this afternoon he has conferred with the Speaker of the House and with leaders in this body and he takes pleasure in announcing that so far as he has ascertained it is the unanimous opinion that we can transact all our business in an orderly manner and reach final adjournment not later than Friday of next week, and that we can reach that adjournment Thursday of next week without undue haste.

The Chair hopes, therefore, that it may be considered as proper for him to once more urge that the committees proceed with their executive sessions, get their reports into the separate bodies and pass measures, either along or out, without unnecessary tabling or delay.

Papers from the House disposed of in concurrence.

House Bills in First Reading

Resolve in favor of General Contracting Company, Inc. (H. P. 801).

Resolve in favor of Charles Hadley of West Sumner (H. P. 807).

An Act relating to State aid to academies (H. P. 1521, L. D. 833).

Resolve regulating fishing in Libby Brook in Fort Fairfield (H. P. 1526, L. D. 844).

Resolve relating to fishing in Great Pond in Belgrade Chain of Lakes (H. P. 1532, L. D. 850).

Resolve closing Pleasant Pond Stream (H. P. 1525, L. D. 843).

An Act establishing a game sanctuary in Piscataquis and Somerset Counties (H. P. 1524, L. D. 835).

An Act relating to the open season on Beaver and Muskrat; transportation and sale of beaver prohibited (H. P. 1523, L. D. 834).

From the House:

The Committee on Public Health on Bill "An Act relating to apothecaries and sale of poison" (H. P. 1063, L. D. 451) reported the same

in a new draft (H. P. 1527, L. D. 836) under the same title and that it ought to pass.

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

In the Senate, on motion by Mr. Bissett of Cumberland, tabled pending acceptance in concurrence.

Resolve authorizing release of State's interest in certain land. (H. P. 660, L. D. 847)

Resolve authorizing the sale and conveyance of State's interest in certain lands. (H. P. 1534, L. D. 852)

Resolve authorizing the Forest Commissioner to lease an island. (H. P. 928, L. D. 849)

An Act relating to roads in unincorporated places. (H. P. 1071, L. D. 455)

From the House:

The majority of the Committee on Judiciary on Bill "An Act to grant a new charter to the City of Bangor" (H. P. 860, L. D. 302) reported that the same ought not to pass.

(Signed), Weeks of Somerset, Holman of Franklin, Goudy of South Portland, Fernald of Winterport, Eldridge of Eastport, Tompkins of Houlton, Farris of Augusta, Hill of South Portland.

The minority of the same Committee on the same subject reported that the same ought to pass.

(Signed), Holmes of Androscoggin.

In the House, the majority report "ought not to pass" accepted.

In the Senate, on motion by Mr. Weeks of Somerset, tabled pending acceptance of either report.

From the House:

Bill "An Act to require the payment of a license fee from certain peddlers" (S. P. 325, L. D. 530)

(In the Senate on March 9th voted to adhere to its former action whereby the report of the Committee on Judiciary "ought not to pass" was accepted).

In the House, that body having voted to insist on its former action that the bill be committed to the Committee on Taxation, and asking for a Committee of Conference, the Speaker having appointed as House members of such a Committee:

Messrs. Rounds of Portland, White of Crystal, Tillson of Belgrade.

In the Senate, on motion by Mr. Weeks of Somerset, tabled pending consideration.

From the House:

"Resolve providing for a state pension for Fred E. Hilton of Pittston" (H. P. 387)

(In the Senate on February 23d "ought not to pass" report of the Committee on Pensions accepted in concurrence.")

Pursuant to joint order recalled from the files of the Secretary of the Senate. In the House recommitted to the Committee on Pensions.

In the Senate, recommitted in concurrence.

On motion by Mr. Viles of Kennebec the Senate voted to reconsider its action taken earlier in today's session whereby, An Act relating to state aid to academies (H. P. 1521, L. D. 833) was assigned for second reading; and on further motion by the same Senator the bill was tabled pending assignment for second reading.

On motion by Mr. Harmon of Hancock, the Senate voted to reconsider its action just taken whereby, Resolve providing for a state pension for Fred E. Hilton of Pittston (H. P. 387) was recommitted to the Committee on Pensions in concurrence; and on further motion by the same Senator the resolve was tabled pending recommitment in concurrence.

Orders

On motion by Mr. Littlefield of York, it was

ORDERED, that the Governor be requested to return to the Senate for its further consideration (H. P. 662, (L. D. 205) "An Act relating to prepayment of taxes."

Reports of Committees

Mr. Viles from the Committee on Appropriations and Financial Affairs on "Resolve appropriating moneys for anticipated overdrafts for which no legislative appropriation has been made, and to provide for carrying on activities of Departments and Institutions for the remaining months of the fiscal year ending June 30, 1933" (S. P. 300) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act relating to returns of telephone and telegraph companies and apportionment of tax" (S. P. 301, L. D.

514) reported the same in a new draft (S. P. 384) under the same title and that it ought to pass.

Mr. Cooper from the Committee on Appropriations and Financial Affairs on Bill "An Act relating to transfer of surplus state funds" (S. P. 302, L. D. 515) reported the same in a new draft (S. P. 585) under the title "An Act relating to continuing accounts in departments supported by direct appropriations" and that it ought to pass.

Mr. Holman from the Committee on Judiciary on Bill "An Act to provide for the appointment of additional Justices of the Supreme Judicial or Superior Courts in cases where any Justices thereof is totally and permanently disabled" (S. P. 330, L. D. 536) reported the same in a new draft (S. P. 586) and that it ought to pass.

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

Passed to be Engrossed

An Act relating to a road in the town of Mariaville. (S. P. 125, L. D. 864)

An Act relating to inland fish and game wardens; powers, duties and service of processes. (S. P. 193, L. D. 397)

An Act to amend Sections 48 to 51 inclusive, of Chapter 28 of the Revised Statutes. (S. P. 350, L. D. 862)

Sent down for concurrence.

An Act to reduce salaries of members and certain officers of the Legislatures. (S. P. 574, L. D. 865)

(On motion by Mr. Weeks of Somerset, tabled pending second reading).

An Act to reduce salaries of County Attorneys. (S. P. 575, L. D. 863)

(On motion by Mr. Weeks of Somerset, tabled pending second reading).

An Act reducing the compensation of state officials and employees. (S. P. 576, L. D. 866)

(On motion by Mr. Weeks of Somerset, tabled pending second reading).

An Act relating to trapping muskrats in Sourdabscook Stream. (H. P. 5351, L. D. 142)

An Act to change the time for holding the annual town meeting of the town of Sanford, York County, Maine, and for other purposes. (H. P. 628, L. D. 294)

(On motion by Mr. Littlefield of

York, tabled pending second reading).

An Act relative to partridge or ruffed grouse. (H. P. 689, L. D. 359)

An Act for the regulation of the practice of hairdressing and beauty culture. (H. P. 1513, L. D. 823)

Mr. JACKSON of Cumberland: Mr. President, in order to prepare an amendment which is not quite ready I move that this bill lie upon the table and be especially assigned for Wednesday.

The motion prevailed and the bill was laid upon the table pending second reading and Wednesday assigned.

From the House, out of order

An Act providing for the calling of conventions for adoption or rejection of proposed amendment to the Constitution of the United States submitted by Congress to conventions.

In the House, referred to the Committee on Federal Relations.

In the Senate:

The PRESIDENT: The Chair will advise the Senate that this bill, as distinguished from the three bills for constitutional conventions which have been received and which have not been held to have been barred by our closing rule, provides, not for a constitutional convention to pass on the 21st amendment to the Constitution, but for a general law of the State so that at any time hereafter when Congress proposes a constitutional amendment and submits it to a convention the machinery will be already set up.

The Chair will therefore rule that this bill can only be accepted under our closing rule by unanimous consent. Is there objection in the Senate to the acceptance of this bill at this time.

Mr. WEEKS of Somerset: Mr. President, I wish to register my objection to the acceptance of this bill.

The PRESIDENT: Unanimous consent being refused the bill is not received and under our rule is referred to the 87th Legislature in non-concurrence.

Sent down for concurrence.

Orders of the Day

The PRESIDENT: The Chair will advise the Senate that in accordance with the order passed this evening, introduced by the Senator from York, Senator Littlefield, there

is in the possession of the Senate House Paper 205, An Act relating to the prepayment of taxes.

Thereupon, on motion by Mr. Littlefield of York, the Senate voted to reconsider its action of the last legislative day whereby this bill was passed to be enacted; and on further motion by the same Senator the bill was laid upon the table pending passage to be enacted.

The PRESIDENT: The Chair will advise the Senate, and particularly the Senator from Cumberland, Senator Schnurle, that there is in the possession of the Senate, the report of the Committee on Public Utilities on bill, An Act relating to connections made by water utilities between street mains and abutting properties, Senate Paper 339, Legislative Document 542.

Thereupon, on motion by Mr. Schnurle of Cumberland, the Senate voted to reconsider its action of the last legislative day whereby the report of the committee "ought not to pass" was accepted; and on further motion by the same Senator the bill and report were laid upon the table pending acceptance.

The President laid before the Senate, House Report from the Committee on Legal Affairs, "Ought Not to Pass" on An Act Relating to the Tenure of Office of the Chief Engineer of Fire Department of the City of Portland, (H. P. 863) (L. D. 381), tabled by Senator Blaisdell of Hancock on March 10th pending recommitment to the Committee on Legal Affairs in concurrence and especially assigned for today.

Mr. BLAISDELL of Hancock: Mr. President, I believe the Committee on Legal Affairs has given this matter all the consideration it thinks it ought to, and therefore I move we accept the report of the Committee "Ought Not to Pass" in non-concurrence.

The motion prevailed, and the report of the committee was accepted in non-concurrence.

Sent down for concurrence.

On motion by Mr. Bissett of Cumberland, the Senate voted to take from the table, House Report of the Committee on Public Health on An Act Relating to Apothecaries and the Sale of Poison, (H. P. 1527) (L. D. 836), tabled by that Senator

earlier in today's session, pending acceptance of the Committee Report "ought to pass in new draft" in concurrence; and on further motion by the same Senator, the report of the committee was accepted in concurrence, the bill was given its first reading and tomorrow assigned for second reading.

On motion by Mr. Jackson of Cumberland, the Senate voted to take from the table, An Act Relating to Tuition in Secondary Schools, (H. P. 1075) (L. D. 458), tabled by that Senator on March 10th, pending enactment; and on further motion by the same Senator, the bill was passed to be enacted.

On motion by Mr. Weeks of Somerset, the Senate voted to take from the table, An Act to Require the Payment of a License Fee from Certain Peddlers, (S. P. 325) (L. D. 530), tabled by that Senator earlier in today's session, pending consideration; and on further motion by the same Senator, the Senate voted to adhere to its former action whereby the report of the Committee on Judiciary "ought not to pass" was accepted.

On motion by Mr. Weeks of Somerset,

Adjourned until tomorrow morning ten o'clock.