

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Seventh Legislature

OF THE

STATE OF MAINE

1935

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

HOUSE

Monday, March 25, 1935.

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

Prayer by the Rev. Mr. Lincoln of Gardiner.

Journal of the previous session read and approved.

Papers from the Senate disposed of in concurrence.

Senate Bill in First Reading

S. P. 647, L. D. 809: An act to appropriate moneys for the expenditures of State government and other purposes for the fiscal year ending June 30, 1936 and June 30, 1937.

The following petition and remonstrances were received and upon recommendation of the committee on Reference of Bills were referred to the following committees:

Education

Petition of H. P. Smith of Monmouth and 45 others in favor of L. D. 56 relating to educational program. (H. P. No. 1803) (Presented by Mr. Kendrick of Litchfield)

Inland Fisheries and Game

Remonstrance of R. H. Rogers of Jonesport and 45 others against any increase in the hunting and fishing licenses. (H. P. No. 1805) (Presented by Mr. Drisko of Jonesboro)

Remonstrance of Chas. Bagley and 31 others of Centerville against same. (H. P. No. 1806) (Presented by Mr. Lindsey of East Machias)

Reports of Committees

Mr. Payson from the Committee on Pensions on the following Resolves:

Resolve granting a State pension to Gertrude C. Coffin of Lisbon (S. P. No. 52)

Resolve providing for a State pension for Charles E. Walsh, of Wal-doboro (S. P. No. 53)

Resolve providing for a State pension for Emma Carey Bean, of Topsfield (S. P. No. 54)

Resolve providing for a State pension for Rose M. Charlesworth, of Portland (S. P. No. 55)

Resolve providing for a State pension for Frances Hustus, of Freedom (S. P. No. 57)

Resolve providing for a State pen-

sion for Henry King, of Gardiner (S. P. No. 58)

Resolve providing for a State pension for Lydia J. Williams, of Gardiner (S. P. No. 59)

Resolve providing for an increase in State pension for William H. Clark, of Levant (S. P. No. 62)

Resolve providing for a State pension for Artell A. Spear, of Richmond (S. P. No. 63)

Resolve for State pension in favor of Vinnie M. Poland, of Gardiner (S. P. No. 67)

Resolve providing for a State pension for Benjamin F. Howatt, of Greene (S. P. No. 68)

Resolve providing for a State pension for Emma Anderson, of Augusta (S. P. No. 70)

Resolve in favor of a pension for Eva May Snowman, of Bar Harbor (S. P. No. 73)

Resolve providing for a State pension for Florence L. Boylan, of Augusta (S. P. No. 120)

Resolve providing for a State pension for Eugene Stone, of Lisbon (S. P. No. 167)

Resolve in favor of Bertha L. Freeman (S. P. No. 228)

Resolve providing for a State pension for Lilla Wadley Gordon, of Augusta (S. P. No. 258)

Resolve providing for a State pension for Joseph Carpenter, of Appleton (S. P. No. 259)

Resolve providing for a State pension for Annie Peterson, of Augusta (S. P. No. 336)

Resolve providing for a State pension for Ethel M. Brown, of Augusta (S. P. No. 338)

Resolve providing for a State pension for Mrs. George D. Mahoney, of Belfast (S. P. No. 342)

Resolve providing for a State pension for Augustus Davis, of Machias (S. P. No. 345)

Resolve providing for a State pension for Charles B. Carter of Brewer (H. P. No. 67)

Resolve providing for a State pension for George H. Ripley, of South Paris (H. P. No. 68)

Resolve providing for a State pension for Owen R. Hooper, of Auburn (H. P. No. 70)

Resolve providing for a State pension for Floriston G. Beal, of Mill-bridge (H. P. No. 71)

Resolve providing for a State pension for Elmira Wallace, of Mil-bridge (H. P. No. 72)

Resolve providing for a State pension for Marion W. Dwelley, of Stockton Springs (H. P. No. 107)

Resolve providing for a State pension for Forrest L. Page, of South Portland (H. P. No. 109)

Resolve in favor of Charita White Simpson, of Lewiston (H. P. No. 149)

Resolve providing for a State pension for Clara Jackson, of Pittsfield (H. P. No. 151)

Resolve providing for a State pension for Melissa Stuart Stratton, of Gardiner (H. P. No. 156)

Resolve providing for a State pension for Jane Clear, of Lewiston (H. P. No. 157)

Resolve providing for a State pension for Nellie C. Pray, of Lewiston (H. P. No. 208)

Resolve providing for a State pension for Loredo A. Spencer, of Cornville (H. P. No. 210)

Resolve providing for a State pension for Sarah Vinal, of Jackson (H. P. No. 213)

Resolve providing for a State pension for Daniel B. Durgin, of Montville (H. P. No. 215)

Resolve providing for a State pension for Charles Dowling Kidder, of Otisfield (H. P. No. 216)

Resolve providing for a State pension for Harriet E. Skillings (H. P. No. 306)

Resolve providing for a State pension for Ella M. Hapworth, of Edgington (H. P. No. 307)

Resolve providing for a State pension for Jabez F. Pratt, of Auburn (H. P. No. 310)

Resolve providing for a State pension for Clara Hopkins, of Dresden (H. P. No. 343)

Resolve providing for a State pension for Jennie P. Whitney, of Gorham (H. P. No. 456)

Resolve providing for a State pension for Julia A. Cloutier, of Lewiston (H. P. No. 457)

Resolve providing for a State pension for Emma A. Church, of Gardiner (H. P. No. 460)

Resolve providing for a State pension for Frank L. Danforth, of Freedom (H. P. No. 466)

Resolve providing for a State pension for Lilly A. Grotton (H. P. No. 470)

Resolve providing for a State pension for Marshall Davis, of Bowdoinham (H. P. No. 478)

Resolve in favor of a State pension for Mrs. Lydia Dunphy, of Stockton Springs (H. P. No. 480)

Resolve providing for a State pension for Elizabeth A. Mason of Hermon (H. P. No. 481)

Resolve in favor of M. D. Conners, of Hampden (H. P. No. 482)

Resolve providing for a State pension for Mrs. Mary H. Perkins, of Hermon (H. P. No. 483)

Resolve providing for a State pension for Minnie Ann Salter, of Belfast (H. P. No. 484)

Resolve providing for a State pension for Georgia E. Davis, of Belfast (H. P. No. 486)

Resolve providing for a State pension for Jane Ellis, of Belfast (H. P. No. 487)

Resolve providing for a State pension for Ella H. Overlock, of Freedom (H. P. No. 489)

Resolve providing for a State pension for James A. Overlock, of Liberty (H. P. No. 493)

Resolve providing for a pension for Grace H. Robinson, of Carmel (H. P. No. 667)

Resolve in favor of William E. Hughey, of Carmel (H. P. No. 669)

Resolve providing for a pension for Charles Pullin, of Levant (H. P. No. 670)

Resolve providing for a State pension for Edith M. Larrabee of Gardiner (H. P. No. 672)

Resolve providing for a State pension for William F. Bartlett, of Frankfort (H. P. No. 673)

Resolve providing for a State pension for Elizabeth King, of Mechanic Falls (H. P. No. 678)

Resolve providing for a State pension for Harry N. Johnson, of Brooks (H. P. No. 680)

Resolve providing for a State pension for E. E. Bowen, of Morrill (H. P. No. 683)

Resolve providing for a State pension for Lillian M. Wing, of Auburn (H. P. No. 685)

Resolve providing for a State pension for Adelaide A. Leighton, of Hallowell (H. P. No. 796)

Resolve providing for a State pension for Hattie Shea, of Pittston (H. P. No. 799)

Resolve providing for a State pension for Ralph White, of Randolph (H. P. No. 800)

Resolve in favor of a pension for Hattie Milliken, of Hampden (H. P. No. 808)

Resolve providing for a State pension for Fred Braddock, of Knox (H. P. No. 810)

Resolve providing for a State pension for Ella M. Gordon, of Brooks (H. P. No. 811)

Resolve providing for a State pension for Murray J. Wentworth, of Waldo (H. P. No. 812)

Resolve providing for a State pen-

sion for Frank Douglas, of Freedom (H. P. No. 816)

Resolve providing for a State pension for Alonzo Stevens, of Palermo (H. P. No. 818)

Resolve providing for a State pension for Minnie A. Savage, of Washington (H. P. No. 987)

Resolve providing for a State pension for Olive A. Light, of Washington (H. P. No. 990)

Resolve providing for a State pension for Alberta Leigher, of Washington (H. P. No. 991)

Resolve providing for a State pension for Stephen Fox, of Mapleton (H. P. No. 992)

Resolve in favor of a pension for Orrin A. Wright, of Leeds (H. P. No. 993)

Resolve providing for a State pension for Etta L. Miller, of Waldoboro (H. P. No. 995)

Resolve providing for a State pension for Leroy H. Stevenson, of Dixmont (H. P. No. 996)

Resolve providing for a State pension for Emerline Douglass, of West Gardiner (H. P. No. 997)

Resolve providing for a State pension for Rosetta Arris, of Lewiston (H. P. No. 1000)

Resolve for pension for L. D. Howard (H. P. No. 1002)

Resolve for pension for Owen P. Smith (H. P. No. 1003)

Resolve for a pension for Etta Howard (H. P. No. 1004)

Resolve providing for a State pension for Israel West, of Ashland (H. P. No. 1005)

Resolve providing for a State pension for Mary R. Hay, of Auburn (H. P. No. 1011)

Resolve in favor of a State pension for Harry Garland, of Sangerville (H. P. No. 1012)

Resolve providing for a State pension for Philossia A. Small, of Litchfield (H. P. No. 1017)

Resolve providing for a State pension for Ella L. Batchelder, of Belfast (H. P. No. 1036)

Resolve providing for a State pension for Lewis Bryant, of Belmont (H. P. No. 1042)

Resolve in favor of Leon Sturtevant, of Windsor (H. P. No. 1098)

Resolve in favor of a pension for Jennie Folger (H. P. No. 1099)

Resolve providing for a State pension for Mary J. Wescott, of Castine (H. P. No. 1187)

Resolve providing for a pension for Julia Heath, of Augusta (H. P. No. 1188)

Resolve providing for a State pension for Philip Childs, of China (H. P. No. 1274)

Resolve providing for a State pension for James Pelton, of China (H. P. No. 1275)

Resolve providing for a State pension for Sadie A. Brooks, of Monmouth (H. P. No. 1277)

Resolve providing for a State pension for Edith May Towne, of Litchfield (H. P. No. 1344)

Reported a consolidated resolve (H. P. No. 1807) under title or "Resolve providing pensions for certain soldiers and dependents of soldiers" and that it ought to pass.

Mr. Flanders from the Committee on County Estimates on the county estimates of the several counties for the years 1935 and 1936 reported two resolves under title of

"Resolve for the laying of the county taxes for the year 1935" (H. P. No. 1808)

"Resolve for the laying of the county taxes for the year 1936" (H. P. No. 1809) and that they ought to pass.

Reports read and accepted and the consolidated resolves ordered printed under the Joint Rules.

Mr. MacKenzie from the Committee on Inland Fisheries and Game reported ought to pass on bill an act relative to powers and duties of inland fish and game wardens (H. P. No. 1259) (L. D. No. 490)

Report read and accepted, and the bill having already been printed was read twice under suspension of the rules and tomorrow assigned.

First Reading of Printed Bills and Resolves

(H. P. No. 1795) (L. D. No. 838)
An act relating to school unions.

(H. P. No. 1796) (L. D. No. 839)
An act relating to hours of labor.

(Tabled by Mr. Chase of Baring, pending first reading and specially assigned for Wednesday, March 27.)

(H. P. No. 1797) (L. D. No. 840)
An act relating to minimum wages for laborers.

(Tabled by Mr. Chase of Baring, pending first reading and specially assigned for Wednesday, March 27.)

(H. P. No. 1798) (L. D. No. 841)
An act relating to enforcement of insurance liens.

(H. P. No. 1799) (L. D. No. 842)
An act relating to licenses for selling clams.

(H. P. No. 1800) (L. D. No. 843)

An act relating to taking of soft shelled clams.

(H. P. No. 1801) (L. D. No. 844)
An act relating to roadside improvement.

(H. P. No. 1804) (L. D. No. 845)
An act relating to the construction of State Aid highways.

(H. P. No. 1802) (L. D. No. 846)
Resolve appropriating money for the construction of road and terminal approach in the town of Lincolnville or the town of Northport to Penobscot Bay, and for the construction of a road and terminal approach in the town of Islesboro to Penobscot Bay.

Passed to be Engrossed

(S. P. No. 223) (L. D. No. 196)
An act to amend Section 380 of Chapter I of the Public Laws of 1933 relating to probation of boys at State School for Boys

(S. P. No. 333) (L. D. No. 344)
An act to ratify and confirm the organization of Bingham Associates' Fund, and to increase its powers

(S. P. No. 357) (L. D. No. 333)
An act relating to games of sport on Armistice Day

(Tabled by Mr. Wright of Madison, pending third reading and specially assigned for Thursday, March 28th)

(S. P. No. 375) (L. D. No. 339)
An act relating to licenses for retail stores

(S. P. No. 417) (L. D. No. 529)
An act relating to construction of public buildings

(H. P. No. 604) (L. D. No. 177)
An act relating to advertisement of Maine agricultural products

(H. P. No. 821) (L. D. No. 236)
An act providing medical service for small towns

Mr. Davis of Fairfield, offered House Amendment A and moved its adoption, as follows:

House Amendment A to Legislative Document No. 236.

Amend said bill by adding two new sections, numbered four and five, following section three thereof, to read as follows:

"Sec. 4. **Definitions.** The word "medical," wherever appearing in this act, shall be deemed to include any method or school of healing the practitioners of which are qualified under the laws of this State to practice obstetrics and surgery," and the words "competent university" shall mean any competent college or university which teaches the therapy desired by the student.

"Sec. 5. **Application of Act.** The provisions of this act shall apply equally to students who desire to be educated as osteopathic physicians and surgeons."

Thereupon, House Amendment A was adopted.

On motion by Mr. Mace of Augusta, bill and amendment tabled until tomorrow morning, pending third reading.

(H. P. No. 853) (L. D. No. 246)
An act relating to education of war orphans

(H. P. No. 1296) (L. D. No. 609)
An act relating to Bang's Disease

(H. P. No. 1787) (L. D. No. 822)
An act to provide a Town Council and Manager Form of Government for the town of Richmond, in the county of Sagadahoc

(On motion by Mr. Ellis of Castle Hill, tabled pending third reading and specially assigned for tomorrow morning.)

(H. P. 1788) (L. D. 823): An act to provide a Manager Form of Government for the town of Rumford.

Mr. Burnham of Kittery, offered House Amendment A and moved its adoption, as follows:

House Amendment A to H. P. 1788, L. D. 823, bill an act to provide a Manager Form of Government for the town of Rumford.

Amend said bill by striking out all of section twelve thereof and inserting in place thereof the following:

"Sec. 12. Ratification. This act shall become operative on and after the first Monday in February, 1936, provided that the town of Rumford has ratified the same by a majority ballot of the voters of said town, using the check list, at a special town meeting called for that purpose to be held on or before the second Monday in September, 1935."

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

H. P. 1789, L. D. 821: An act relating to the charter of the city of Auburn.

H. P. 1794, L. D. 816: An act to provide for old age pensions.

Mr. Oliver of Bath, offered House Amendment A and moved its adoption, as follows:

House Amendment A to H. P. 1794, L. D. 816, bill an act to provide for old age pensions

Amend said bill by changing the word "pension" wherever it appears to the word "assistance" except in section 18.

Also amend said bill by changing the word "pensioned" wherever it appears to "assisted".

On motion by Mr. Shaw of Milbridge, bill and amendment tabled pending adoption of the amendment and specially assigned for Thursday, March 28th.

Orders of the Day

On motion by Mr. Flanders of Auburn, the House voted to reconsider its action whereby on Saturday, March 23rd, it passed to be engrossed H. P. 1775, L. D. 810, an act relating to the recordings of county reports, and the same gentleman offered House Amendment A and moved its adoption as follows:

House amendment A to H. P. 1775, L. D. 810 bill an act relating to the recordings of county records.

Amend said bill by deleting the term "1st" in the second paragraph of said bill, and inserting in place thereof the underlined term "15th".

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

The Chair lays before the House the first item on the House Calendar tabled and today assigned, resolve proposing an amendment to the Constitution to provide for an additional issue of highway bonds, S. P. 442, L. D. 477, tabled March 23 by the gentleman from Portland, Mr. Connolly, pending passage to be engrossed in concurrence; and the Chair recognizes that gentleman.

On motion by Mr. Connolly, the resolve was passed to be engrossed in concurrence.

On motion by Mr. Patterson of Freeport, it was voted to take from the table the fourth unassigned matter, resolve providing for a State pension for Winnifred Parker, of Presque Isle, H. P. 1791, L. D. 818, tabled on March 23 by that gentleman pending first reading.

Thereupon, Mr. Patterson offered House Amendment A and moved its adoption, as follows:

House Amendment A to Legislative Document 818, resolve providing for a State pension for Winnifred Parker of Presque Isle.

Amend said resolve by adding thereto the following: 'to be paid out of funds of the Department of Inland Fisheries and Game.'

Thereupon, House Amendment A was adopted, the resolve as amended had its first reading and tomorrow assigned.

On motion by Mr. Patterson of Freeport, it was voted to take from the table the fifth unassigned matter, resolve providing for a State pension in favor of Mrs. James P. Young of Blaine, H. P. 1792, L. D. 817, tabled by that gentleman on March 23 pending first reading.

Thereupon, Mr. Patterson offered House Amendment A and moved its adoption, as follows:

House Amendment A to Legislative Document 817, resolve providing for a State pension in favor of Mrs. James P. Young of Blaine.

Amend said resolve by adding thereto the following: 'to be paid from appropriation for special pensions, Bureau of Administration Aid and Relief.'

Thereupon, House Amendment A was adopted, the resolve as amended had its first reading and tomorrow assigned.

On motion by Mr. Webber of Auburn, it was voted to take from the table the seventh unassigned matter, bill an act to provide a Town Council and Manager Form of Government for the town of Oakland, in the county of Kennebec, H. P. 1778, L. D. 815, tabled by that gentleman on March 23, pending passage to be engrossed.

Mr. WEBBER of Auburn: Mr. Speaker, I yield to the gentleman from Oakland, Mr. Martin.

Thereupon, Mr. Martin offered House Amendment A and moved its adoption, as follows:

House Amendment A to H. P. No. 1778, L. D. 815, bill an act to provide a Town Council and Manager Form of Government for the town of Oakland, in the county of Kennebec.

Amend said bill by striking out all of Section 6 and inserting in place thereof the following:

'Sec. 6. Compensation. Each councillor shall receive \$5 per diem when actually engaged in the performance of his duty as councillor, outside of regular monthly and special meetings, and his actual and necessary expenses incurred in the performance of his duties, these expenses to be paid by the town treasurer.'

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

On motion by Mrs. Forbes of Dover-Foxcroft,

Adjourned until nine o'clock tomorrow morning.