

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

SENATE

Friday, March 1, 1935.

Senate called to order by the President.

Prayer by the Rev. J. H. Bessom of Hallowell.

Journal of yesterday read and approved.

Order

(Out of Order)

On motion by Mr. Burkett of Cumberland, under suspension of the rules, it was

Ordered, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, March 5th, 1935, at eleven o'clock in the morning. (S. P. 460)

Sent down for concurrence.

Subsequently, the foregoing order was returned from the House, read and passed in concurrence.

From the House:

Final Report of the Committee on Federal Relations.

(In the Senate on February 21, 1935 report read and accepted.)

In the House recommitted to the Committee on Federal Relations in non-concurrence.

In the Senate, that body voted to recede and concur with the House in recommitting the report to the Committee on Federal Relations.

From the House:

The Committee on Legal Affairs on Bill "An Act Creating a Public Bequest Commission" (H. P. 104) (L. D. 52) reported that the same ought not to pass.

In the House, recommitted to the Committee on Legal Affairs.

In the Senate:

Miss MARTIN of Penobscot: Mr. President, since there seems to be an error in the Legislative Document number of this bill (L. D. 32) on the calendar I move that it be laid upon the table.

Thereupon, the bill and the report were laid upon the table, pending acceptance of the report.

Papers from the House, disposed of in concurrence.

House Bills in First Reading

"An Act Relating to Equalization of Tuition Expenses". (H. P. 1308) (L. D. 567)

"An Act Relating to Taking of

White Fish in Mattawamkeag Lake". (H. P. 435) (L. D. 659)

"Resolve Appropriating Money to Complete the Fish Way at Aroostook Falls." (H. P. 1487) (L. D. 664)

"Resolve Relating to Muskrats in Morrill Mill Pond". (H. P. 574) (L. D. 663)

"Resolve Relative to Fishing in the River between Mooselookme-guntic Lake and Upper Richardson Lake". (H. P. 571) (L. D. 662)

"Resolve Relative to Closing Cary Brook to all Fishing". (H. P. 568) (L. D. 661)

"Resolve Relative to Closing Pettengill Stream". (H. P. 566) (L. D. 660)

"An Act Relating to the Counting and Sealing of Ballots". (H. P. 1181) (L. D. 387)

"An Act to Make Valid the Doings of the Harrison Water Company and to Define and Confirm its Powers". (H. P. 837) (L. D. 284)

"An Act Relating to Wilful or Malicious Injury to Property of any Railroad". (H. P. 868) (L. D. 250)

"An Act Providing Penalties for Boarding Freight Trains without Right". (H. P. 858) (L. D. 249)

"An Act Relative to the Aroostook Valley Railroad Company". (H. P. 605) (L. D. 161)

"An Act Relating to Leases, Consolidations, and Mortgages by Public Utilities". (H. P. 856) (L. D. 248)

First Reading of Printed Bills

Bill "An Act Relating to Salary of Members during Special Session of Legislature." (S. P. 100) (L. D. 668)

Bill "An Act to Fix the Fees for Members of the Board of Examiners of Pediatrists." (S. P. 101) (L. D. 669)

Bill "An Act Relating to Salary of Register of Deeds in Waldo County." (S. P. 200) (L. D. 670)

Bill "An Act to Incorporate the Bethel Library Association." (H. P. 293) (L. D. 665)

Bill "An Act Relating to European Corn Borer." (S. P. 378) (L. D. 666)

Reports of Committees

Mr. Blanchard from the Committee on Banks and Banking on Bill "An Act Relating to the Limitation of Stock Ownership and Voting Trusts." (S. P. 23) reported that the same ought not to pass.

Which report was read and accepted.

Sent down for concurrence.

The same Senator from the same Committee on Bill "An Act Relating to the Deposit of State Funds," (S. P. 267) (L. D. 267) reported that the same ought not to pass.

Mr. FERNALD of Waldo: Mr. President, I move that Legislative Document 267 be recommitted to the Committee on Banks and Banking. This is a measure that will provide some revenue from the State and I would like to be heard on the matter.

Thereupon, the bill was recommitted to the Committee on Banks and Banking.

Sent down for concurrence.

Mr. Burkett from the Committee on Judiciary on Bill "An Act Relating to the Transfer of Real Estate by Devise," (S. P. 213) (L. D. 184) reported that the same ought not to pass.

Mr. Pinansky from the Committee on Legal Affairs on Bill "An Act Relating to Free Registration of Motor Vehicles used for Patriotic Purposes only," (S. P. 299) (L. D. 260) reported that the same ought not to pass.

Miss Martin from the same Committee on Bill "An Act Relating to Recording of Maps, Charts, etc., in the Office of Register of Deeds," (S. P. 225) (L. D. 198) reported that the same ought not to pass.

Which reports were severally read and accepted.

Sent down for concurrence.

Mr. Burkett from the Committee on Judiciary on Bill "An Act Relating to Proceedings in the Probate Court," (S. P. 197) (L. D. 146) reported the same in a new draft (S. P. 461) under the same title and that it ought to pass.

Mr. Burns from the same Committee on Bill "An Act to Provide for the Investigation of Divorce Cases in which the Custody of Children is Involved," (S. P. 195) (L. D. 144) reported the same in a new draft (S. P. 462) under the same title, and that it ought to pass.

Mr. Bodge from the Committee on Banks and Banking on Bill "An Act Relating to the Blue Sky Law," (S. P. 377) (L. D. 400) reported the same in a new draft (S. P. 463) under the same title, and that it ought to pass.

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

Mr. Jackson from the Committee

on Banks and Banking on Bill "An Act to Amend the Law Relating to Loan and Building Associations," (S. P. 388) (L. D. 424) reported that the same ought to pass.

The same Senator from the same Committee on Bill "An Act to Amend the Law Relating to Loan and Building Associations," (S. P. 387) (L. D. 423) reported that the same ought to pass.

Mr. Blanchard from the same Committee on Bill "An Act to Amend the Law Relating to Loan and Building Associations," (S. P. 386) (L. D. 422) reported that the same ought to pass.

Mr. Bodge from the same Committee on Bill "An Act to Amend the Law Relating to Loan and Building Associations," (S. P. 389) (L. D. 425) reported that the same ought to pass.

Which reports were read and accepted and the bills given their first reading and next Tuesday assigned for second reading.

Mr. Fernald from the Committee on Judiciary on Bill "An Act Relating to Persons Maintaining Licensed Homes for Children," (S. P. 194) (L. D. 143) reported that the same ought to pass.

Which report was read and accepted and the bill was given its first reading; thereupon Mr. Burkett of Cumberland offered the following amendment and moved its adoption: "Senate Amendment 'A' to Senate Paper 194, Legislative Document 143, An Act Relating to Persons Maintaining Licensed Homes for Children. Amend said act by striking out in the eleventh, twelfth, thirteenth and fourteenth lines thereof, after the word 'chapter' in the eleventh line, the words 'further provided that this section shall not apply in any case wherein a child is temporarily placed in a private home by its parent or parents, either with or without compensation, for a period not exceeding three months.'"

Senate Amendment "A" was adopted.

Thereupon, on motion by Mr. Fernald of Waldo the rules were suspended and the bill was given its second reading and passed to be engrossed as amended by Senate Amendment "A".

Sent down for concurrence.

Mr. Burns from the same Committee on Bill "An Act Relating to Disposal of Minor Children in Di-

voice Proceedings," (S. P. 196) (L. D. 145) reported that the same ought to pass.

Mr. Fernald from the Committee on Judiciary on Bill "An Act Relating to the Discontinuance of Railroad Crossings," (S. P. 393) (L. D. 418) reported that the same ought to pass.

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

Mr. Burns from the same Committee on Bill "An Act Relative to Kidnapping," (S. P. 379) (L. D. 399) reported that the same ought to pass.

Which report was read and accepted, and the bill given its first reading.

Mr. BURNS of Aroostook: Mr. President, I offer Senate Amendment "A" to Legislative Document 399, An Act relating to kidnapping, and in explanation I will say that under the statutes of the State of Maine a respondent convicted of a felony is sentenced to the State Prison and that is a term used rather than "penitentiary" and this amendment is offered to strike out the word penitentiary so that the act will refer to the State Prison.

Thereupon the Secretary read Senate Amendment "A": "Senate Amendment 'A' to Legislative Document 399 entitled 'An Act relative to kidnapping'. Amend Section 18 by striking out in the fourteenth line of said Section 18 the words 'in the penitentiary.'"

Thereupon, Senate Amendment "A" was adopted and the bill as amended by Senate Amendment "A" was next Tuesday assigned for second reading.

Mr. Blanchard from the Committee on Taxation on Bill "An Act Relating to Licenses for Wholesalers in Malt Beverages" (S. P. 347) (L. D. 397) reported that the same ought to pass.

Which report was read and accepted and the bill given its first reading and Tuesday assigned for second reading.

Passed to Be Engrossed

Bill "An Act Relating to the Use of Steam Boilers." (H. P. 66) (L. D. 22)

Bill "An Act to Provide for the Surrender by Town of Kingman of

Its Organization." (H. P. 596) (L. D. 160)

Bill "An Act Relating to the Salary of the Clerk of Courts for Waldo County." (S. P. 230) (L. D. 193)

Sent down for concurrence.

Passed to Be Enacted

"An Act Relating to Certain Implements and Devices Prohibited in Fishing: Penalty." (S. P. 189) (L. D. 225)

"An Act to Validate the Organization of Colby Light & Power Company, and the Issuance of its Stock." (S. P. 239) (L. D. 637)

"An Act to Validate the Organization of Caribou Water, Light and Power Company, and to Enlarge its Purposes." (S. P. 453) (L. D. 636)

"An Act Relating to Temporary Loans by Penobscot County Commissioners." (H. P. 601) (L. D. 644)

Finally Passed

"Resolve Regulating Fishing in Greeley Pond." (S. P. 146) (L. D. 487)

"Resolve in Favor of O. L. Veague, of Castine." (H. P. 9) (L. D. 645)

"Resolve Relative to Closing Goddard Brook, Little." (H. P. 567) (L. D. 646)

"Resolve Relative to Closing Goddard Brook, Big." (H. P. 569) (L. D. 648)

"Resolve in Favor of Havener Webster, of Orland." (H. P. 1439) (L. D. 649)

"Resolve for Screening Thompson Lake in the County of Oxford." (H. P. 1441) (L. D. 650)

Orders of the Day

On motion by Miss Martin of Penobscot, the Senate voted to take from the table, House Report from the Committee on Legal Affairs on bill, An Act creating a public bequest commission (H. P. 104) (L. D. 32) tabled by that Senator earlier in today's session pending acceptance of the report; and on further motion by the same Senator the bill was recommitted to the Committee on Legal Affairs in concurrence.

On motion by Mr. Blanchard of Franklin,

Adjourned, until next Tuesday forenoon, March 5th, at eleven o'clock.