

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

Monday, April 1, 1935.

Senate called to order by the President.

Prayer by the Rev. A. N. Bickmore of Augusta.

Journal of Saturday, March 30th, 1935, read and approved.

(At this point the Senator from Kennebec, Senator Bodge, assumed the Chair, the President retiring, amidst the applause of the Senate, the members rising.)

Order

(Out of Order)

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

ORDERED, the House concurring, that the Governor be requested to return to the Senate for further consideration (H. P. 1770) (L. D. 800) Bill "An Act to Amend the Law Relating to Teachers' Pensions," (S. P. 712)

Sent down for concurrence.

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

From the House:

Bill "An Act Relating to Delinquency in Payment of Insurance Assessments." (H. P. 1752) (L. D. 769)

In the House on March 20th passed to be engrossed.

In the Senate, on March 29th, indefinitely postponed in non-concurrence.

In the House, that body having insisted on its former action, and asking for a committee of conference, the Speaker having appointed as members of such a Committee, Messrs:

Ellis of Rangeley
Cambridge of Westport
Mace of Augusta.

In the Senate, that body voted to insist on its former action, whereby the bill was indefinitely postponed in non-concurrence and join the House in the committee of conference; and the President appointed as such members on the part of the Senate:

Senators:

Burns of Aroostook
Carl of York
Burkett of Cumberland

From the House:

The Committee on Legal Affairs on Bill "An Act to Incorporate the Eastport Water District." (H. P. 1066) (L. D. 396) reported that the same ought not to pass.

In the House, the report was read and accepted.

In the Senate, the report was read and accepted in concurrence.

Subsequently, on motion by Mr. McDonald of Washington, the Senate voted to reconsider its action just taken whereby the report of the committee "ought not to pass" was accepted in concurrence; and on further motion by the same Senator the bill and report were laid upon the table pending acceptance of the report in concurrence.

Papers from the House, disposed of in concurrence.

House Bills in First Reading

(Under suspension of the rules the following bills and resolves were given their second reading and passed to be engrossed, in concurrence.)

"Resolve Relative to Extending Open Season on White Perch" (H. P. 780) (L. D. 870)

"Resolve Relating to Extending the Ice Fishing Season on White Perch," (H. P. 1815) (L. D. 871)

"An Act Relative to Game Preserve in York County," (H. P. 1816) (L. D. 866)

"An Act to Designate New Year's Day as a Legal Holiday," (H. P. 1818) (L. D. 868)

From the House:

The Committee on State Prison on Bill "An Act Providing for the Manufacture of Motor Vehicle Registration Plates and other plates for the use of the State at the State Prison" (H. P. 1210) (L. D. 458) reported the same in a new draft (H. P. 1819) (L. D. 869) under a new title, bill "An Act Providing for the Manufacture of Motor Vehicle Registration Plates for the Use of the State at the State Prison" and that it ought to pass.

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

In the Senate, on motion by Mr. Burkett of Cumberland, the bill and report were laid upon the table pending acceptance of the report.

First Reading of Printed Bills

(Under suspension of the rules the following bills and resolve were given their second reading and passed to be engrossed. Sent down for concurrence.)

Bill "An Act Repealing the Aeronautical Fund," (S. P. 175) (L. D. 873)

"Resolve Relating to Fishing in "B" Pond," (S. P. 701) (L. D. 874)

Bill "An Act Relating to the Taking of Clams in the Town of Roque Bluffs," (S. P. 707) (L. D. 887)

Bill "An Act Relating to Indians." (S. P. 710) (L. D. 888)

(On motion by Mr. Porter of Penobscot, the bill was laid upon the table pending first reading.)

Reports of Committee

Mr. Pinansky from the Committee on Education on Bill "An Act Providing Aid for School Consolidation and for State Supervision of School-Building Placement and Construction," (S. P. 129) (L. D. 91) reported that the same ought not to pass.

The Committee on Library submitted its final report.

Which reports were severally read and accepted.

Sent down for concurrence.

(At this point the President resumed the Chair, Senator Bodge retiring amidst the applause of the Senate, the members rising.)

Orders of the Day

Mr. Burkett of Knox presented the following memorial and moved its adoption:

"Memorial to the Honorable Senate and House of the United States of America. In Congress assembled.

"We, your Memorialists, the Senate and House of Representatives of the State of Maine, in the 87th Legislature assembled, most respectfully present and petition your honorable body as follows:

"Whereas, it is impossible to charter barges of light draft, barges of this type having nearly disappeared, and necessitating use of barges of deeper draft, and unless the channel in Long Cove waters is improved and dredged out at points, the shipping from this point will be impossible in the future.

"Resolved: That we, your Memorialists, the Senate and House of Representatives of the state of

Maine in legislature assembled, do hereby respectfully petition and urge that necessary action shall be taken by the Congress, so that Long Cove channel in the state of Maine will be dredged so that the channel will be clear from obstruction as far as the docks, and be it further

"Resolved: That a copy of this Memorial, duly authenticated by the Secretary of State, be immediately transmitted by the Secretary of State to the proper officers and committees of the United States Senate and House of Representatives, and to each of the Senators and Representatives representing the State of Maine in the United States Congress."

The Memorial was adopted.

Sent to the House.

On motion by Mr. Burns of Aroostook, the Senate voted to take from the table, House Report from the Committee on Pensions "Ought to Pass in New Draft" on, Resolve providing for state pension in favor of Mrs. James P. Young of Blaine (H. P. 1792) (L. D. 817), tabled by that Senator on March 27th pending acceptance of the report; and on further motion by the same Senator the report was accepted in concurrence.

Thereupon, under suspension of the rules the bill was given its two several readings and passed to be engrossed as amended by House Amendment "A" in concurrence.

On motion by Mr. Ashby of Aroostook, the Senate voted to take from the table, House Report from the Committee on Pensions "Ought to Pass in New Draft" on, Resolve providing for a state pension for Winifred Parker of Presque Isle (H. P. 1791) (L. D. 818), tabled by that Senator on March 27th pending acceptance of the report.

Mr. ASHBY of Aroostook: Mr. President, I move the acceptance of the report of the Committee "ought to pass in new draft."

Thereupon, on motion by Mr. Schnurle of Cumberland, the bill and the report were retabled pending acceptance of the report.

On motion by Mr. Winn of Androscoggin, the Senate voted to take from the table, bill, An Act relating to the payment of wages (S. P. 154) (L. D. 86), tabled by that Senator on March 25th pending second reading; and on further motion by the

same Senator the bill was given its second reading and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. Schnurle of Cumberland, the Senate voted to reconsider its action taken on the last legislative day whereby bill, An Act relating to school unions (L. D. 838) was indefinitely postponed in non-concurrence.

Mr. SCHNURLE of Cumberland: Mr. President, I now move that this bill be passed to be enacted and in explanation let me say that I have had time to go into the measure and I find that what is contained in it is already existing law. The only thing done in the bill was to extend the time one year beyond the time set in the original bill in which the regroupings could be made and the superintendents discharged. It gives them really another year of grace. I think with that explanation I will move that the bill be passed to be enacted.

Thereupon, the bill was passed to be enacted.

The President laid before the Senate, bill, An Act to amend the law relating to teachers' pensions (H. P. 1770) (L. D. 800), recalled from the Governor earlier in today's session by joint order.

Thereupon, on motion by Mr. McDonald of Washington, the rules were suspended and the Sen-

ate voted to reconsider its action whereby the 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.

Mr. COWAN of Lincoln: Mr. President, I move that the Senate reconsider its action recently taken whereby the bill relative to school unions, Legislative Document 838 was passed to be enacted.

Miss MARTIN of Penobscot: Mr. President, I rise to a point of order.

The PRESIDENT: The Senator will state her point of order.

Miss MARTIN: Mr. President, I believe that the Senator from Lincoln, Senator Cowan, voted against the passage to be enacted of this bill.

The PRESIDENT: The Chair is of the opinion that he did not do so and that he has a perfect right, by the procedure that we have gone through, to reconsider the matter.

Thereupon, the Senate voted to reconsider its action taken earlier in today's session whereby bill, An Act relating to school unions (L. D. 838) was passed to be enacted; and on further motion by Mr. Cowan of Lincoln the bill was laid upon the table pending passage to be enacted.

On motion by Mr. Blaisdell of Hancock,

Adjourned, until tomorrow morning at ten o'clock.