

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Eighth Legislature

OF THE

STATE OF MAINE

1937

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

HOUSE

Thursday, February 11, 1937.

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

Prayer by the Rev. Mr. Cunningham of Augusta.

Journal of the previous session read and approved.

Papers from the Senate disposed of in concurrence.

Senate Bills in First Reading

S. P. 68, L. D. 285: An act changing the name of Oak Grove Seminary to Oak Grove School.

S. P. 63, L. D. 43: Resolve in favor of Harry C. Libby of Portland.

From the Senate: Report of the committee on Legal Affairs reporting ought to pass on bill an act designating Columbus Day a legal holiday, S. P. 50, L. D. 14.

Comes from the Senate, the report and bill indefinitely postponed.

In the House, on motion by Mr. Ellis of Rangeley, it was voted to concur with the Senate in the indefinite postponement of this bill.

From the Senate: Bill an act for the registration and regulation of Funeral Directors and Embalmers, H. P. 620, L. D. 182, which was referred to the committee on Legal Affairs in the House on February 2nd.

Comes from the Senate, referred to the committee on Public Health in non-concurrence.

In the House, on motion by Mr. Stilphen of Dresden, the bill was tabled pending further consideration.

The following Communication:

State of Maine,
Senate Chamber, Augusta,
February 10, 1937.

To the Honorable Harvey R. Pease,
Clerk of the House of Representatives,

Sir:

In compliance with Rule 3 of the Joint Rules, I herewith transmit to you the names of the members of the Senate, appointed by the President as members of the Joint Select Committee on the Memorial to Congress relative to the Supreme Court of United States.

Senators Fernald of Waldo, Willey of Cumberland.

Respectfully,
(Signed) ROYDEN V. BROWN,
Secretary of the Senate.

Read and ordered placed on file.

The following bills and resolves were received, and upon recommendation of the committee on Reference of Bills were referred to the following committees:

Agriculture

An act relating to the proper branding of potatoes (H. P. No. 1235) (Presented by Mr. McGaughy of Presque Isle by request) (1000 copies ordered printed)

Appropriations and Financial Affairs

Resolve in favor of the town of Westport (H. P. No. 1236) (Presented by Mr. Stilphen of Dresden) (500 copies ordered printed)

Claims

Resolve reimbursing the town of Vinalhaven for the support of William H. Brown and family (H. P. No. 1237) (Presented by Mr. Crockett of North Haven)

Resolve reimbursing the town of Vinalhaven for the support of James Martin and family (H. P. No. 1238) (Presented by same gentleman)

Resolve to reimburse the town of Roque Bluffs for support of James G. Hadley (H. P. No. 1239) (Presented by Mr. Dennison of E. Machias)

Resolve in favor of V. M. Smith of Machias (H. P. No. 1240) (Presented by same gentleman)

Resolve to reimburse the town of Jay for support of State paupers (H. P. No. 1241) (Presented by Mr. Dow of Jay)

Resolve to reimburse the town of Camden for burial expenses for Winthrop Lane (H. P. No. 1242) (Presented by Mr. Dwinall of Camden)

Resolve in favor of Harry C. Edgecomb of Appleton (H. P. No. 1243) (Presented by same gentleman)

Resolve to reimburse the town of Levant for treatment of Mrs. Elizabeth White (H. P. No. 1244) (Presented by Mr. Fernald of Levant)

Resolve to reimburse the town of Otisfield for support of Mrs. Emma F. Cousins (H. P. No. 1245) (Presented by Mr. Haskell of Windham)

Resolve to reimburse the town of Dennysville for support of the family of Andrew Grey (H. P. No. 1246)

(Presented by Mr. Higgins of Dennysville)

Resolve to reimburse the town of Dennysville for support of Everett E. Burke and family (H. P. No. 1247) (Presented by same gentleman)

Resolve, bonus for Henry P. Russell of South Portland (H. P. No. 1248) (Presented by Mr. Hinckley of South Portland)

Resolve to reimburse the town of Bar Harbor for support of Percy P. Elward and family (H. P. No. 1249) (Presented by Mr. Hodgkins of Bar Harbor)

Resolve to reimburse the town of Charleston for treatment of Mrs. Millie Gellison (H. P. No. 1250) (Presented by Mr. Howes of Charleston)

Resolve to reimburse the town of Hudson for medical attendance for Mrs. Jack McNamara (H. P. No. 1251) (Presented by same gentleman)

Resolve in favor of J. D. Nutting M. D. of Hallowell (H. P. No. 1252) (Presented by Mr. Keller of Hallowell)

Resolve in favor of Claude J. Klein of Fort Kent (H. P. No. 1253) (Presented by Mr. Labbee of Fort Kent)

Resolve to reimburse the town of Fort Kent for support of paupers (H. P. No. 1254) (Presented by same gentleman)

Resolve to reimburse the city of Old Town for support of paupers (H. P. No. 1255) (Presented by Mrs. Latno of Old Town)

Resolve in favor of Joseph G. Ouellette, St. Agatha (H. P. No. 1256) (Presented by Mr. Lausier of Frenchville)

Resolve to reimburse the town of Cherryfield for hospital treatment for Mrs. Alvah Morse (H. P. No. 1257) (Presented by Mr. Melanson of Cherryfield)

Resolve in favor of H. S. Perkins of Exeter (H. P. No. 1258) (Presented by Mr. Merrill of Stetson)

Resolve to reimburse the town of Aurora for treatment of Mrs. Linwood Chick (H. P. No. 1259) (Presented by Mr. Noyes of Franklin)

Resolve to reimburse the town of Atkinson for support of Chester J. Hersey and family (H. P. No. 1260) (Presented by Mr. Peakes of Milo)

Resolve to reimburse the town of Veazie for support of Virginia Dweley (H. P. No. 1261) (Presented by Mr. Ryder of Orrington)

Resolve in favor of Harold L. Wentworth of Cornish (H. P. No.

1271) (Presented by Mr. Batchelder of Parsonsfield)

Resolve compensating certain persons for damages to their property by a State dam (H. P. No. 1275) (Presented by Mr. Day of Durham)

Resolve in favor of Everett S. Knight of Limerick (H. P. No. 1276) (Presented by Mr. Batchelder of Parsonsfield)

Resolve in favor of A. E. Vining of Minot (H. P. No. 1272) (Presented by Mr. Harris of Minot by request)

Resolve to reimburse the town of Hebron for support of State paupers (H. P. No. 1273) (Presented by Mr. Parsons of Hartford)

Education

Resolve in favor of Berwick Academy (H. P. No. 1282) (Presented by Mr. Varney of Berwick)

Inland Fisheries and Game

An act relating to bear (H. P. No. 1262) (Presented by Mr. Dennison of E. Machias)

(500 copies ordered printed)

An act relating to foxes and raccoons (H. P. No. 1263) (Presented by Mr. Howes of Charleston)

(500 copies ordered printed)

An act relative to Game Preserve in the towns of Limington and Hollis in York County (H. P. No. 1270) (Presented by Mr. Batchelder of Parsonsfield)

(500 copies ordered printed)

Resolve opening Mill Cove Brook Pumping Station Brook and Ed Rowe Brook to smelt fishing (H. P. No. 1264) (Presented by Mr. Colby of So. Paris)

Resolve relating to fishing in the Carrabasset River (H. P. No. 1265) (Presented by Mr. Ellis of Rangeley by request)

Resolve relating to fishing in Worthy Brook (H. P. No. 1266) (Presented by Mr. Goss of Poland)

Resolve relating to fishing in Aroostook River (H. P. No. 1267) (Presented by Mr. McCaughy of Presque Isle)

Resolve regulating fishing in Torsy Lake (H. P. No. 1268) (Presented by Mr. Newton of Readfield)

Resolve for screening of Lake Wassookeag (H. P. No. 1269) (Presented by Mr. Sawyer of Garland)

Resolve for screening Cochnewagon Lake in the county of Kennebec (H. P. No. 1277) (Presented by Mr. Hascall of Monmouth)

Resolve relating to fishing for white perch in Cochnewagon Lake

(H. P. No. 1278) (Presented by same gentleman)

Resolve for screening Wilson Lake in the county of Kennebec (H. P. No. 1279) (Presented by same gentleman)

Resolve relating to Jug-o-not Stream, so-called (H. P. No. 1280) (Presented by same gentleman)

Interior Waters

Resolve changing the name of Greeley Pond (H. P. No. 1274) (Presented by Mr. Newton of Readfield)

Resolve relating to the name of Jug-o-not Stream in the town of Monmouth (H. P. No. 1281) (Presented by same gentleman)

Judiciary

An act relating to the enforcement of the motor truck law by the Public Utilities Commission (H. P. No. 1283) (Presented by Mr. Ellis of Rangeley)

(1000 copies ordered printed)

An act to provide for licenses and permits for outdoor advertising (H. P. No. 1285) (Presented by Mr. Everett of Norridgewock)

(500 copies ordered printed)

An act relating to support of dependents of soldiers, sailors and marines of the World War (H. P. No. 1286) (Presented by Mr. Flanders of Auburn)

(500 copies ordered printed)

An act relating to civil actions in court (H. P. No. 1287) (Presented by Mr. Hinckley of So. Portland)

(500 copies ordered printed)

An act requiring hand or mechanical signals by operators of motor vehicles (H. P. No. 1288) (Presented by Mr. Newton of Readfield)

(500 copies ordered printed)

An act relating to the recording of deeds (H. P. No. 1289) (Presented by Mr. Pike of Bridgton)

(On motion by Mr. Pike of Bridgton. 500 copies ordered printed and the bill was tabled pending reference to a committee)

An act to enable courts to impose sentence in vacation (H. P. No. 1290) (Presented by Mr. Varney of Berwick)

(500 copies ordered printed)

Resolve proposing an amendment to the Constitution increasing the limit of the municipal indebtedness (H. P. No. 1284) (Presented by Mr. Bird of Rockland)

(500 copies ordered printed)

Labor

An act relating to weekly payment

of wages (H. P. No. 1291) (Presented by Mr. Bruce of Belfast)

(500 copies ordered printed)

Legal Affairs

An act to define and limit the jurisdiction of courts sitting in equity and for other purposes (H. P. No. 1292) (Presented by Mr. Sleeper of Rockland)

(1000 copies ordered printed)

An act to protect the right of employees to organize and bargain collectively; and creating a Labor Relations Board (H. P. No. 1293) (Presented by Mr. Lee of Rumford)

(1000 copies ordered printed)

An act licensing steam engineers and firemen (H. P. No. 1294) (Presented by Mr. Chase of Baring)

(500 copies ordered printed)

An act relating to compensation for certain town officers (H. P. No. 1295) (Presented by Mr. Demers of Sanford)

(500 copies ordered printed)

An act relating to duties of municipal officers (H. P. No. 1296) (Presented by same gentleman)

(500 copies ordered printed)

An act to permit Sunday moving pictures (H. P. No. 1297) (Presented by Mr. Smith of Westbrook)

(500 copies ordered printed)

An act regulating the moving of household goods, chattels and personal effects of the residents of the State (H. P. No. 1298) (Presented by Mr. Wilkes of Portland)

(500 copies ordered printed)

Mercantile Affairs and Insurance

An act relating to domestic mutual insurance companies (H. P. No. 1299) (Presented by Mr. Palmer of Island Falls)

(500 copies ordered printed)

Pensions

Resolve providing for a state pension for Addie Davis of Durham (H. P. No. 1300) (Presented by Mr. Day of Durham)

Resolve providing for a State pension for Harold Weymouth of St. Albans (H. P. No. 1301) (Presented by Mr. Jewett of Ripley)

Resolve providing for a State pension for Calvin Goodwin of Ripley (H. P. No. 1302) (Presented by same gentleman)

Resolve providing for a State pension for Lewis L. Robinson of Searsmont (H. P. No. 1303) (Presented by Mr. Woodbury of Morrill by request)

Resolve providing for a State pension for Charles Knowlton of Lib-

erty (H. P. No. 1304) (Presented by same gentleman by request)

Resolve providing for a State pension for Perley E. Downer of Palermo (H. P. No. 1305) (Presented by same gentleman by request)

Resolve providing for a State pension for Herbert L. Hardin of Knox (H. P. No. 1306) (Presented by same gentleman)

Resolve providing for a State pension for Malcolm Abbott of Knox (H. P. No. 1307) (Presented by same gentleman)

Resolve providing for a State pension for David B. Eastman of Knox (H. P. No. 1308) (Presented by same gentleman)

Public Health

An act relating to plumbing (H. P. No. 1309) (Presented by Mr. Ellis of Rangeley)

(1000 copies ordered printed)

An act relating to support of State charges in State institutions (H. P. No. 1310) (Presented by Mr. Merrill of Stetson)

(500 copies ordered printed)

Public Utilities

An act relating to temporary permits for motor vehicle contract carriers (H. P. No. 1311) (Presented by Mr. Chase of Baring)

(1000 copies ordered printed)

Sea and Shore Fisheries

An act to establish an Advisory Council for the Department of Sea and Shore Fisheries (H. P. No. 1312) (Presented by Mr. Sleeper of Rockland)

(500 copies ordered printed)

Resolve relating to smelt fishing in Hancock County (H. P. No. 1313) (Presented by Mr. Barter of Stonington)

(500 copies ordered printed)

Resolve relating to the protection of clams within the town of Freeport (H. P. No. 1314) (Presented by Mr. Cushing of Freeport)

(500 copies ordered printed)

Resolve relating to close time in Gouldsboro, Eden, Trenton, Hancock, Sullivan and Sorrento (H. P. No. 1315) (Presented by Mr. Norwood of Southwest Harbor)

(500 copies ordered printed)

Resolve relating to close time in waters adjacent to Petit Manan (H. P. No. 1316) (Presented by Mr. Noyes of Franklin)

(500 copies ordered printed)

State Lands and Forest Preservation

Resolve granting authority to the Forestry Department to convey cer-

tain land (H. P. No. 1317) (Presented by Mr. Chase of Baring)

Resolve granting authority to the Forestry Department to convey certain land (H. P. No. 1318) (Presented by Mr. Noyes of Franklin)

Resolve granting authority to the Forestry Department to convey certain land (H. P. No. 1319) (Presented by same gentleman)

Taxation

An act to raise an excise tax on corporations organized for making, generating, selling, distributing, and supplying electricity or electric current for power, lighting, heating, manufacturing or mechanical purposes (H. P. No. 1320) (Presented by Mr. Leonard of Hampden)

(1000 copies ordered printed)

An act to impose a tax on the sale of cosmetics (H. P. No. 1321) (Presented by Mr. Palmer of Island Falls by request)

(1000 copies ordered printed)

An act relating to the tax on gasoline (H. P. No. 1322) (Presented by Mr. McGaughy of Presque Isle)

(500 copies ordered printed)

Temperance

An act relating to consumption of liquor on the premises (H. P. No. 1323) (Presented by Mr. Maxell of Orient)

(1000 copies ordered printed)

Ways and Bridges

Resolve in favor of the town of Bowdoinham (H. P. No. 1185) (Presented by Mr. Allen of Bowdoin)

Resolve in favor of The Bay Point Village Corporation (H. P. No. 1186) (Presented by same gentleman)

Resolve in favor of the town of Richmond (H. P. No. 1187) (Presented by same gentleman)

Resolve in favor of the town of Warren (H. P. No. 1188) (Presented by Mr. Ayer of Union)

Resolve in favor of the town of Washington (H. P. No. 1189) (Presented by same gentleman)

Resolve in favor of the town of Brooklin (H. P. No. 1190) (Presented by Mr. Barter of Stonington)

Resolve in favor of the town of Deer Isle (H. P. No. 1191) (Presented by same gentleman)

Resolve in favor of the town of Shapleigh (H. P. No. 1192) (Presented by Mr. Boothby of Shapleigh)

Resolve in favor of the town of Acton (H. P. No. 1193) (Presented by same gentleman)

Resolve in favor of the town of

Newfield (H. P. No. 1194) (Presented by same gentleman)

Resolve in favor of the town of Waldoboro (H. P. No. 1195) (Presented by Mr. Carleton of Alna)

Resolve in favor of the town of Jefferson (H. P. No. 1196) (Presented by same gentleman)

Resolve in favor of the town of Somerville (H. P. No. 1197) (Presented by same gentleman)

Resolve in favor of the town of Baring (H. P. No. 1198) (Presented by Mr. Chase of Baring)

Resolve in favor of the town of Wellington (H. P. No. 1199) (Presented by Mr. Dean of Greenville)

Resolve in favor of the town of Blanchard (H. P. No. 1200) (Presented by same gentleman)

Resolve in favor of the town of Shirley (H. P. No. 1201) (Presented by same gentleman)

Resolve in favor of the town of Wesley (H. P. No. 1202) (Presented by Mr. Dennison of E. Machias)

Resolve in favor of the town of East Machias (H. P. No. 1203) (Presented by same gentleman)

Resolve in favor of the town of Camden (H. P. No. 1204) (Presented by Mr. Dwinal of Camden)

Resolve in favor of the town of Brownfield (H. P. No. 1205) (Presented by Mr. Fadden of Hiram)

Resolve in favor of the town of Porter (H. P. No. 1206) (Presented by same gentleman)

Resolve in favor of the town of Minot (H. P. No. 1207) (Presented by Mr. Harris of Minot)

Resolve in favor of the town of Mechanic Falls (H. P. No. 1208) (Presented by same gentleman)

Resolve in favor of the town of Otisfield (H. P. No. 1209) (Presented by Mr. Haskell of Windham)

Resolve in favor of the town of Harrison (H. P. No. 1210) (Presented by same gentleman)

Resolve in favor of the town of Topsham (H. P. No. 1211) (Presented by Mr. Larrabee of West Bath)

Resolve in favor of the town of Woolwich (H. P. No. 1212) (Presented by same gentleman)

Resolve in favor of the town of Alton (H. P. No. 1213) (Presented by Mrs. Latno of Old Town)

Resolve in favor of the town of Amity (H. P. No. 1214) (Presented by Mr. Maxell of Orient)

Resolve in favor of the town of Farmington (H. P. No. 1215) (Presented by Mr. Mosher of Farmington)

Resolve in favor of the town of

Chesterville (H. P. No. 1216) (Presented by same gentleman)

Resolve in favor of the town of Waldo (H. P. No. 1217) (Presented by Mr. Payson of Brooks)

Resolve in favor of the town of Hollis (H. P. No. 1218) (Presented by Mr. Ramsdell of Dayton)

Resolve in favor of the town of Vassalboro (H. P. No. 1219) (Presented by Mr. Ramsey of Winslow)

Resolve in favor of the town of Winslow (H. P. No. 1220) (Presented by same gentleman)

Resolve in favor of Highland Plantation (H. P. No. 1221) (Presented by Mr. Robinson of Bingham)

Resolve in favor of Highland Plantation (H. P. No. 1222) (Presented by same gentleman)

Resolve in favor of the town of Dresden (H. P. No. 1223) (Presented by Mr. Stilphen of Dresden)

Resolve in favor of the town of Westport (H. P. No. 1224) (Presented by same gentleman)

Resolve in favor of the town of Edgecomb (H. P. No. 1225) (Presented by same gentleman)

Resolve in favor of the town of Cutler (H. P. No. 1226) (Presented by Mr. Tabbut of Columbia Falls)

Resolve in favor of the town of Stoneham (H. P. No. 1227) (Presented by Mrs. Thurston of Bethel)

Resolve in favor of the town of Stow (H. P. No. 1228) (Presented by same member)

Resolve in favor of the town of Upton (H. P. No. 1229) (Presented by same member)

Resolve in favor of the town of Woodstock (H. P. No. 1230) (Presented by Mr. Colby of So. Paris)

(On motion by Mr. Ellis of Castle Hill, 500 copies ordered printed)

Resolve in favor of the town of Wayne (H. P. No. 1233) (Presented by Mr. Newton of Readfield)

Resolve in favor of the town of Corinth (H. P. No. 1234) (Presented by Mr. Howes of Charleston)

Resolve in favor of State Highway No. 7, in the towns of Brooks and Waldo (H. P. No. 1231) (Presented by Mr. Payson of Brooks)

Resolve in favor of a certain road in the town of Ashland (H. P. No. 1232) (Presented by Mr. Ellis of Castle Hill)

Resolve in favor of the road leading from Andover to South Arm (H. P. No. 1324) (Presented by Mr. Burgess of Rumford)

Resolve in favor of the town of Winn (H. P. No. 1325) (Presented by Mr. Haskell of Lee)

Resolve in favor of the town of Poland (H. P. No. 1326) (Presented by Mr. Goss of Poland).

Resolve in favor of the town of Wiscasset (H. P. No. 1327) (Presented by Mr. Stilphen of Dresden).

Resolve in favor of the Westport-Wiscasset Ferry (H. P. No. 1328) (Presented by same gentleman)

Orders

Mr. Sleeper of Rockland, presented the following order and moved its passage:

Ordered, the Senate concurring, that the members of the committee appointed under the joint order of February 9th, relative to transmission of a certain Memorial to Congress relative to changes in the Supreme Court shall pay their own expenses caused by such trip.

Mr. HINMAN of Skowhegan: Mr. Speaker, I do not believe there was anything in the debate or discussion of this Memorial that gave any reason for anyone to believe that they would be expected to pay their own way in performing this service; and I would move you, Sir, that the order be indefinitely postponed.

The SPEAKER: The gentleman from Skowhegan, Mr. Hinman, moves that this order be indefinitely postponed.

Mr. SLEEPER of Rockland: Mr. Speaker, I move that that order have passage for many reasons, and the reasons are plain enough. If those men choose to go down there on such a fool's errand, they ought to pay their own way. Naturally, as a Republican, I am heartily in accord with this Memorial, but I do not think this Legislature has any right to ask the State to pay to send six men down there. I understand from very good authority that several Republican leaders at Washington have said that they did not want these Memorials coming there.

Looking at it from a wholly selfish and partisan viewpoint, it seems to me that the sending of such a committee is dangerous. There are six or seven independent Democrats wavering in the line. What is their reaction going to be if six Republican Representatives from one Republican State go there and tell them how they should vote on such a proposition as this? Naturally, it will bring them back into line. It is utterly futile for these six men to present this Memorial and try to

tell Congress how to handle this matter. I say the whole thing should be relegated to the waste basket and the matter allowed to die. The people in Washington can run their affairs and it is no use for us to tell them how it should be done. It would be just the same if six men from a small country town came to this House and told us what to do. I say, if these men want to go to Washington, let them pay their own expenses. Do not let them go down as paid delegates from this body. I move that the order have a passage.

Mr. HINMAN: Mr. Speaker, I agree with the gentleman from Rockland (Mr. Sleeper) in practically everything he has said, but perhaps there is a little bit in the last part of his remarks that I would not subscribe to. Be that as it may, the question is not upon the justice of these men going to Washington. The question is upon the fact that this Legislature has passed the Memorial, and in so doing it has designated certain men to perform a duty and the State of Maine would be expected to pay the bill. This is entirely outside of the question whether or not we should send them, and I trust the order will not receive passage.

The SPEAKER: Under the Rules the pending question is on the motion of the gentleman from Skowhegan, Mr. Hinman, that this order be indefinitely postponed. Those in favor of the motion will say aye, those opposed no.

A viva voce vote being doubted,

A division of the House was had.

Sixty-three voting in the affirmative and 60 in the negative, the motion to indefinitely postpone the order prevailed.

Reports of Committees

Mr. Philbrick from the Committee on Judiciary on resolve proposing an amendment to the Constitution to provide for a change in the term of office of Sheriffs, (H. P. No. 119) (L. D. No. 53) reports that leave to withdraw be granted.

Mr. TABBUT of Columbia Falls: Mr. Speaker, when you called for orders—

The SPEAKER: For what purpose does the gentleman rise? The House is proceeding under "Reports of Committees." Does the gentleman desire to present an order?

Mr. TABBUT: I do, Mr. Speaker. Thereupon, the rules were suspended and Mr. Tabbut presented the following order and moved its passage.

Ordered, the Senate concurring, that all clerks of committees of the 88th Legislature give written or typewritten notices to all members of their respective committees of the titles of bills assigned for hearing, together with the date of the hearing assigned, and also that they give a similar notice to the member of the Legislature who presented the bill.

On motion by Mr. Ellis of Rangeley, the order was tabled pending passage.

Reports of Committees—Continued

Mr. Philbrick from the Committee on Judiciary reported ought not to pass on bill an act to amend an act to provide for alternative method of enforcement of tax liens, (H. P. No. 116) (L. D. No. 50)

(Tabled by Mr. Donahue of Biddeford, pending acceptance of the report.)

Mr. Dorr from the Committee on Claims on resolve in favor of the town of Frankfort (H. P. No. 947) reported that the same be referred to the Committee on Inland Fisheries and Game.

Report read and accepted and the resolve referred to the Committee on Inland Fisheries and Game and sent up for concurrence.

Mr. Thorne from the Committee on Judiciary on bill an act relating to homesteads (H. P. No. 296) (L. D. No. 85) reported same in a new draft (H. P. No. 1329) under same title and that it ought to pass.

Report read and accepted and the new draft ordered printed under the Joint Rules.

Mr. Bird from the Committee on Judiciary reported ought to pass on bill an act relating to The Araxine Wilkins Sawyer Foundation ((H. P. No. 363) (L. D. No. 108)

Mr. Philbrick from same Committee reported same on bill an act relating to divorce (H. P. No. 468) (L. D. No. 135)

Mr. Thorne from same Committee reported same on bill an act relating to complaint in cases of neglect to children (H. P. No. 470) (L. D. No. 160)

Same gentleman from same Committee reported same on bill an act

relating to cheating by false pretenses (H. P. No. 295) (L. D. No. 89)

Reports read and accepted, and the bills having already been printed were read twice under suspension of the rules and next legislative day assigned.

Passed To Be Engrossed

(S. P. No. 78) (L. D. No. 80) An act to enlarge the powers of the Trustees of Wilton Academy.

(S. P. No. 79) (L. D. No. 79) An act to empower the town of Wilton to raise money for the enlarging and remodeling of the building known as Wilton Academy.

(S. P. No. 112) (L. D. No. 124) An act authorizing the city of Bangor to finance municipal reconstruction.

(S. P. No. 113) (L. D. No. 125) An act amending the borrowing provisions of the charter of the city of Bangor.

(H. P. No. 289) (L. D. No. 92) An act relative to damage by deer and moose.

(S. P. No. 66) (L. D. No. 45) An act relative to keeping in captivity animals wild by nature as amended.

Orders of the Day

On motion by Mr. Higgins of Ellsworth, it was voted to take from the table the third unassigned matter, bill an act relative to termination of registrations of motor vehicles, H. P. 874, L. D. 311, tabled by that gentleman on February 4th pending reference to a committee; and on further motion by the same gentleman the bill was referred to the committee on Judiciary.

On motion by Mr. Higgins of Ellsworth, it was voted to take from the table the fourth unassigned matter, bill an act relating to registration fees to be paid for motor vehicles used for the carrying of passengers for hire and operating over regular routes, H. P. 875, L. D. 310, tabled by that gentleman on February 4th pending reference to a committee; and on further motion by the same gentleman the bill was referred to the Committee on Legal Affairs.

On motion by Mr. Larrabee of West Bath, it was voted to take from the table the sixth unassign-

ed matter, bill an act relative to open season on fur-bearing animals, H. P. 501, L. D. 149, tabled by that gentleman on February 9th pending third reading; and on further motion by the same gentleman the bill was recommitted to the Committee on Inland Fisheries and Game.

Paper from the Senate, out of order and under suspension of the rules.

Bill an act to amend Section 1 of an initiated act approved by the people at the general election held September 14, 1936, relating to the general highway fund and to authorize certain temporary use of said fund, H. P. 378, L. D. 103, which was passed to be enacted in the House on January 28th and passed to be engrossed on January 27th.

Comes from the Senate, passed to be engrossed as amended by Senate Amendment B in non-concurrence.

In the House, Senate Amendment B was read by the Clerk.

Thereupon, the rules were suspended and the House voted to reconsider its former action whereby the bill was passed to be enacted and also reconsidered its action whereby this bill was passed to be engrossed.

The SPEAKER: The pending question is on the adoption of Senate Amendment B.

Mr. ELLIS of Rangeley: Mr. Speaker, I move that we adopt Senate Amendment B, and just a word of explanation. This amendment simply clarifies the wording to satisfy The Roads Bureau in Washington and it has come back here with this amendment on it.

Thereupon, Senate Amendment B was adopted in concurrence, and the bill as amended was passed to be engrossed in concurrence.

On motion by Mr. Ellis of Rangeley, the House recessed until 12 o'clock noon.

After Recess

The SPEAKER: The House is awaiting engrossment of the bill that was passed to be engrossed, relating to the use of the highway funds. This is an emergency measure. It is expected that the bill will be ready before very long. The House may be at ease to assemble at the sound of the gong.

After Recess

Passed To Be Enacted

(Out of order and under suspension of the rules)

H. P. 378, L. D. 103, an act to amend Section 1 of an initiated act approved by the people at the general election held September 14, 1935, relating to the general highway fund, and to authorize certain temporary use of said fund.

The SPEAKER: This being an emergency measure, it is necessary that it have for its passage the affirmative vote of two-thirds of the entire elected membership of the House. All those in favor of the passage of this bill to be enacted will rise and stand in their places until counted and the monitors will make and return the count.

A division being had,

One hundred and thirty-five voting in the affirmative and none in the negative, 135 being more than two-thirds of the entire elected membership of the House, the bill was passed to be enacted.

(Out of order and under suspension of the rules)

From the Senate: Ordered, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 16th, 1937, at four o'clock in the afternoon, S. P. 303.

Comes from the Senate, read and passed.

In the House, read and passed in concurrence.

Mr. SLEEPER of Rockland: Mr. Speaker, I beg permission to address the House.

Unanimous consent was granted.

Mr. SLEEPER: Mr. Speaker, I would like to clear up the atmosphere following the recent discussion on sending the six delegates to Washington. I have heard it suggested that I might have been a little peevish because I was not on that committee. Such is not the case. However, I will go on record as saying that I voted for that Memorial yesterday. No one here is more opposed to any change in the Supreme Court than I, but I did not feel that this was the way for us to send that Memorial to Congress. I felt that we should let the Democrats in Washington stew in their own juice and that we should attend to our own knitting at home, so that when the country returns to sanity Maine will be sit-

ting at the top of the Band Wagon. I do not want to see this State made to look ridiculous. Perhaps those six delegates will be held as undesirable aliens and ordered deported to Maine.

I did not notice that the gentleman from Skowhegan (Mr. Hinman) explicitly stated that these six delegates were not asking for their expenses. At any rate, I hope that they will not, for, if they do, I should feel it my duty to vote against their receiving their expenses. Possibly I am wrong. At any rate, the House by a vote of 63 to 60 has said that I am wrong. However, I feel that the State is not justified at this time in expending that amount of money for this futile mission. I was surprised to see that several Democrats voted with me. If I had been a Democrat, I should have voted with the gentleman from Skowhegan, (Mr. Hinman) to send those six men down there and make fools of themselves. I wish it explicitly understood that I am just as strong a party man as any man in this House, and I am unalterably opposed to any change in the Supreme Court. I hope and pray that there will be no change. I do feel that sending these men to Washington is a mistake at this time. This is all I have to say and I do not wish

it understood in any way that I am not favoring the Supreme Court. God grant that there may be no change in it.

The SPEAKER: The House hears the remarks of the gentleman from Rockland, Mr. Sleeper.

Proceeding under Orders of the Day, the Chair lays before the House a resolution relative to bill an act to guarantee a minimum educational program and to provide for the equalization of educational opportunity for the youth of the State of Maine. The resolution comes from the Maine Federation of Women's Clubs and the Chair recognizes the gentleman from Readfield, Mr. Newton.

On motion by Mr. Newton, the resolution was referred to the committee on Education without further reading and sent up for concurrence.

The SPEAKER: The Chair will say that it is probable that a Friday session may be necessary next week. The Chair hopes that members will come prepared to stay over on Friday if it seems necessary at that time.

On motion by Mr. Alden of Auburn,

Adjourned until Tuesday afternoon, February 16th, at 4 o'clock.