

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

Friday, February 19, 1937.

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

Prayer by the Rev. Dr. Wood of Augusta.

Journal of the previous session read and approved.

Unanimous consent was granted to the member from Berwick, Mr. Varney, to introduce out of order and under suspension of the rules the following resolution:

WHEREAS, it has been learned with profound sorrow of the passing of Joy W. Dow, prominent architect and father of our fellow member, Honorable Joy Dow, Jr.;

NOW THEREFORE BE IT RESOLVED, that in the passing of Mr. Dow, Maine has lost a citizen of high standing and sterling worth.

AND BE IT FURTHER RESOLVED, that the sympathy of the members of the House be extended to Honorable Joy Dow Jr., and a copy of these Resolutions be sent to the family of the late Joy W. Dow.

The resolution was read and adopted.

Papers from the Senate disposed of in concurrence.

From the Senate: Bill an act to protect the right of employees to organize and bargain collectively; and creating a Labor Relations Board, H. P. 1293, L. D. 488, which was referred to the committee on Legal Affairs in the House on February 11th.

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

In the House, on motion by Mr. Higgins of Ellsworth, that body voted to adhere to its former action whereby this bill was referred to the committee on Legal Affairs.

From the Senate: The following order:

Ordered, the House concurring, that when the Senate and House adjourn, they adjourn to meet on Tuesday, February 23rd, 1937, at eleven o'clock in the forenoon, S. P. 401.

Comes from the Senate, read and passed.

In the House, read and passed in concurrence.

Orders

On motion by Mr. Ellis of Rangeley, it was

Ordered, that the use of the hall of the House be granted to the Insurance Department on Monday, March 1, 1937, for the day.

On motion by Mr. Noyes of Franklin, it was

Ordered, that the use of the hall of the House be granted to the Committee on Inland Fisheries and Game for the afternoon of Wednesday, March 3rd.

Reports of Committees

Mr. Philbrick from the Committee on Judiciary on bill an act relating to tie votes in liquor referendum questions (H. P. No. 465) (L. D. No. 157) reported that same be referred to the Committee on Temperance.

Report read and accepted and the bill referred to the Committee on Temperance and sent up for concurrence.

Mr. Bird from the Committee on Judiciary on bill an act relating to the Register of Deeds for the county of Knox (H. P. No. 616) (L. D. No. 185) reported same in a new draft (H. P. No. 1630) under the same title and that it ought to pass.

Mr. Varney from same Committee on bill an act relating to an Interstate Bridge Authority for the Portsmouth-Kittery Bridge and approaches thereto (H. P. No. 33) (L. D. No. 18) reported same in a new draft (H. P. No. 1631) under same title and that it ought to pass.

Mr. Weatherbee from same Committee on bill an act relating to Penobscot County Court House (H. P. No. 880) (L. D. No. 267) reported same in a new draft (H. P. No. 1632) under same title and that it ought to pass.

Mr. Hammond from the Committee on Salaries and Fees on bill an act relating to State Board of Arbitration (H. P. No. 1118) (L. D. No. 373) reported same in a new draft (H. P. No. 1633) under same title and that it ought to pass.

Reports read and accepted and the new drafts were ordered printed under the Joint Rules.

Mr. Bocthy from the Committee on Inland Fisheries and Game reported ought to pass on bill an act relative to possession of firearms. (H. P. No. 446) (L. D. No. 150)

Same gentleman from same Com-

mittee reported same on bill an act relating to trappers' licenses. (H. P. No. 449) (L. D. No. 132)

Mr. Davis from same Committee reported same on bill an act relating to revocation of hunting licenses. (H. P. No. 450) (L. D. No. 152)

Mr. Elliot from same Committee reported same on bill an act relating to hunting licenses. (H. P. No. 187) (L. D. No. 59)

Mr. Hascall from same Committee reported same on bill an act relative to non-resident guides. (H. P. No. 454) (L. D. No. 155)

Same gentleman from same Committee reported same on bill an act relative to possession of firearms or fishing tackle. (H. P. No. 447) (L. D. No. 151)

Mr. Higgins from same Committee reported same on bill an act relative to hunting, definition of. (H. P. No. 451) (L. D. No. 153)

Mr. Noyes from same Committee reported same on bill an act relative to possession of fishing gear. (H. P. No. 453) (L. D. No. 154)

Mr. Story from same Committee reported same on bill an act relating to raccoons. (H. P. No. 185) (L. D. No. 58)

Same gentleman from same Committee reported same on bill an act to establish a game preserve in the town of Readfield, county of Kennebec. (H. P. No. 349) (L. D. No. 104)

Mr. Hinckley from the Committee on Judiciary reported same on bill an act relating to the practice of optometry defined. (H. P. No. 871) (L. D. No. 305)

Mr. McGlaughlin from same Committee reported same on bill an act relating to the Western Washington Municipal Court. (H. P. No. 878) (L. D. No. 266)

Mr. Philbrick from same Committee reported same on resolve assenting to the provisions of the Bankhead Jones Act, so-called. (H. P. No. 36) (L. D. No. 21)

Mr. Brown from the Committee on Public Health reported same on bill an act permitting the Auburn Sewerage District to enter and discharge sewerage into the Androscoggin River above the dam at Lewiston Falls. (H. P. No. 123) (L. D. No. 55)

Mr. Hammond from the Committee on Salaries and Fees reported same on bill an act relating to clerk hire in county offices of Androscog-

gin County. (H. P. No. 699) (L. D. No. 227)

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

Passed to be Engrossed

(H. P. No. 848) (L. D. No. 300)
An act relating to the apportioning of State aid to agricultural societies.

(S. P. No. 137) (L. D. No. 167)
Resolve authorizing the Forest Commissioner to convey certain interests of the State in a certain lot of land to Elmer E. Newbert, Trustee.

(S. P. No. 136) (L. D. No. 175)
Resolve authorizing the Forest Commissioner to convey certain interests of the State in a certain lot of land to the Augusta Trust Company.

Passed to be Enacted

(Emergency Measure)

(H. P. 1611) (L. D. 649) An act creating a Board of Education for the city of Lewiston.

The SPEAKER: This bill is an emergency measure and requires for its passage the affirmative vote of two-thirds of the entire elected membership of the House. As many as are in favor of this bill to be enacted will rise and remain standing until counted and the monitors will make and return the count.

A division being had,

One hundred and twenty-five voting in the affirmative and none in the negative, 125 being more than two-thirds of the entire elected membership of the House, the bill was passed to be enacted.

Orders of the Day

On motion by Mr. Stilphen of Dresden, it was voted to take from the table the first unassigned matter, 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 and which came from the Senate referred to the committee on Public Health in non-concurrence, tabled by Mr. Stilphen on February 11th pending further consideration.

On further motion by the same gentleman the House voted to recede from its former action whereby this bill was referred to the committee on Legal Affairs and concur with the Senate in the reference of the bill to the committee on Public Health.

On motion by Mr. Noyes of Franklin, it was voted to take from the table the seventh unassigned matter, bill an act relative to qualifications of applicants for admission to the Bar, H. P. 1468, L. D. 517, tabled by that gentleman on February 18th pending third reading; and on further motion by the same gentleman the bill had its third reading and was passed to be engrossed.

On motion by Mr. Sleeper of Rockland, it was voted to take from the table the sixth unassigned matter, resolve in favor of the propagation of lobsters, shad, etc., H. P. 1613, tabled by that gentleman on February 18th pending reference to a committee; and on further motion by the same gentleman the resolve was referred to the committee on Appropriations and Financial Affairs and the committee on Sea and Shore Fisheries jointly, 500 copies ordered printed, and sent up for concurrence.

On motion by Mr. Philbrick of Cape Elizabeth, it was voted to take from the table the third unassigned matter, bill an act relating to payment of personal property tax, H. P. 1517, L. D. 611, tabled by

that gentleman on February 16th pending the motion of Mr. Stilphen of Dresden, that the bill be referred to the committee on Taxation.

Mr. PHILBRICK: Mr. Speaker, I yield to the gentleman from Dresden, Mr. Stilphen.

The SPEAKER: The Chair will have to rule that the gentleman cannot yield the floor. A member may yield for a question for a particular purpose, but he cannot yield the floor generally. The Chair will recognize any member who rises and addresses the Chair.

Mr. STILPHEN of Dresden: Mr. Speaker—

The SPEAKER: The Chair recognizes the gentleman from Dresden, Mr. Stilphen.

Mr. STILPHEN: Mr. Speaker, I have made a study of this bill and I find that it is a needful bill, and I would like to withdraw my motion and refer the bill to the committee on Legal Affairs.

The SPEAKER: The gentleman from Dresden, Mr. Stilphen, withdraws his motion that the bill be referred to the committee on Taxation, and the same gentleman now moves that the bill be referred to the committee on Legal Affairs and sent up for concurrence.

The motion prevailed and the bill was referred to the committee on Legal Affairs and sent up for concurrence.

On motion by Mr. Maheu of Waterville,

Adjourned until Tuesday forenoon, February 23rd, at 11 o'clock.