

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

SENATE

Tuesday, February 16, 1937.

Senate called to order by the President.

Prayer by the Reverend W. P. Bradford of Hallowell.

Journal of Thursday, February 11, 1937, read and approved.

Papers from the House disposed of in concurrence.

From the House: "Resolve Proposing an Amendment to the Constitution Increasing the Limit of the Municipal Indebtedness." (H. P. 1284) (L. D. 478)

In the House, referred to the Committee on Judiciary.

In the Senate, on motion by Mr. Fernald of Waldo, tabled pending reference in concurrence.

House Bill in First Reading

"An Act Relative to Damage to Deer and Moose" (H. P. 289) (L. D. 92)

The following bills, resolves, etc., were received and on recommendation by the Committee on Reference of Bills, were referred to the following committees:—

Agriculture

Mr. Friend of Somerset presented bill "An Act for the Protection of Rhododendron Maximum Linnaeus and Kalmia Latifolia Linnaeus." (S. P. 305)

(500 copies ordered printed.)

Sent down for concurrence.

Banks and Banking

Mr. Malier of Androscoggin presented bill "An Act Relating to the Rate of Interest Charged by Small Loan Agencies." (S. P. 306)

Mr. Blanchard of Franklin presented bill "An Act Regulating Pledge of Assets by Trust Companies." (S. P. 307)

The same Senator presented bill "An Act Relating to Individual Liability of Stockholders." (S. P. 308)

(500 copies ordered printed.)

Sent down for concurrence.

Claims

Miss Martin of Penobscot presented "Resolve for Repairs on the Kingman Bridge." (S. P. 317)

The same Senator presented "Resolve in Favor of E. G. Hodgkins, of Carmel." (S. P. 318)

Miss Laughlin of Cumberland presented "Resolve in Favor of Eleanor Blauvelt Compensating her for the Death of her Husband." (S. P. 319)

(500 copies ordered printed.)

Mr. Friend of Somerset presented "Resolve in Favor of Certain Agriculture Societies." (S. P. 320)

(500 copies ordered printed.)

Mr. Blanchard of Franklin presented "Resolve Reimbursing the Town of Weld for Hospital Treatment for Arthur Pelletier." (S. P. 321)

(500 copies ordered printed.)

Sent down for concurrence.

Education

Mr. Worthen of Penobscot presented "Resolve in Favor of Corinna Academy." (S. P. 309)

Mr. Marden of Kennebec presented bill "An Act Relating to the Purchase of Supplies for Public Schools." (S. P. 310)

(500 copies ordered printed.)

Sent down for concurrence.

Federal Relations

Mr. Burkett of Knox presented "Memorial to the Congress of the United States Urging it to Appropriate Money for the Care of Telephone and Telegraph Cables to Matinicus Island." (S. P. 311)

(On motion by Mr. Fernald of Waldo, tabled pending reference.)

Mr. Worthen of Penobscot presented "Resolve in Favor of the United States of America." (S. P. 312)

(500 copies ordered printed.)

Sent down for concurrence.

Inland Fisheries and Game

Mr. Spear of Cumberland presented bill "An Act Extending the Standish Game Preserve." (S. P. 313)

On motion by Mr. Goudy of Cumberland, tabled pending reference.)

Mr. Worthen of Penobscot presented bill "An Act Relative to Non-Resident Licenses." (S. P. 314)

(500 copies ordered printed.)

Sent down for concurrence.

Mr. Cook of Somerset presented bill "An Act Relating to Seizure of Game." (S. P. 315)

(1000 copies ordered printed.)

Sent down for concurrence.

Judiciary

Mr. Marden of Kennebec presented bill "An Act Relating to Reckless Driving." (S. P. 322)

The same Senator presented bill "An Act Relating to Exemption of Personal Property from Attachment." (S. P. 323)

The same Senator presented "Resolve Proposing an Amendment to the Constitution to Raise the Limitation of Municipal Indebtedness." (S. P. 324)

On motion by Mr. Fernald of Waldo, tabled pending reference.)

The same Senator presented bill "An Act Relating to New Trials and Vacating Judgments." (S. P. 325)

(On motion by Mr. Goudy of Cumberland, tabled pending reference.)

The same Senator presented bill "An Act to Provide for Enforcement of Liens for Taxes on Real Estate." (S. P. 326)

(On motion by Mr. Willey of Cumberland, tabled pending reference.)

The same Senator presented bill "An Act Relating to Support of Wife and Minor Children." (S. P. 327)

The same Senator presented bill "An Act Authorizing Corporations Without Capital Stock to Qualify as Trustees in Certain Cases." (S. P. 328)

The same Senator presented bill "An Act Relating to Enforcement of Divorce Decrees." (S. P. 329)

Mr. Cook of Somerset presented bill "An Act Relating to Drunken Driving." (S. P. 330)

Mr. Burns of Aroostook presented bill "An Act Relating to Appeals from Magistrates." (S. P. 331)

Mr. Deering of York presented bill "An Act Relating to Exemptions of Motor Trucks from Registration." (S. P. 332)

Miss Laughlin of Cumberland presented bill "An Act Relating to Outdoor Advertising." (S. P. 333)

Mr. Fernald of Waldo presented bill "An Act to Make Uniform the Law on Fresh Pursuit and Authorizing This State to Cooperate with Other States Therein." (S. P. 334)

The same Senator presented bill "An Act Relating to the Uniform Criminal Extradition Act." (S. P. 335)

The same Senator presented bill "An Act Relating to the Uniform

Act to Secure the Attendance of Witnesses from Without the State in Criminal Cases." (S. P. 336)

Miss Martin of Penobscot presented bill "An Act to Extend Suffrage to Qualified Voters in Unorganized Territory." (S. P. 337)

(500 copies of each ordered printed.)

Mr. Fernald of Waldo presented bill "An Act Providing that the State of Maine May Enter Into a Compact with Any of the United States for Mutual Helpfulness in Relation to Persons Convicted of Crime or Offenses Who May be on Probation or Parole." (S. P. 338)

(500 copies ordered printed.)

Mr. Marden of Kennebec presented bill "An Act to Promote Highway Safety." (S. P. 339)

(1000 copies ordered printed.)

Sent down for concurrence.

Legal Affairs

Mr. Marden of Kennebec presented bill "An Act Relating to Mortgage of Household Furniture." (S. P. 340)

The same Senator presented bill "An Act Relating to Employment of Convict Labor on Highways." (S. P. 341)

(On motion by Miss Martin of Penobscot, tabled pending reference.)

The same Senator presented bill "An Act Relating to the Support of Paupers." (S. P. 342)

Mr. Beckett of Washington presented bill "An Act to Incorporate the Port of Calais." (S. P. 343)

Mr. Goudy of Cumberland presented bill "An Act Providing a Penalty for Causing Death by the Operation of Motor Vehicles." (S. P. 344)

(On motion by Mr. Fernald of Waldo, tabled pending reference.)

Mr. Graves of Hancock presented bill "An Act to Provide for the Perambulation of the Maine and New Hampshire Boundary Line." (S. P. 345)

(500 copies of each ordered printed.)

Sent down for concurrence.

Military Affairs

Mr. Marden of Kennebec presented bill "An Act Relating to Retirement of Officers." (S. P. 346)

(500 copies ordered printed.)

Sent down for concurrence.

Pensions

Mr. Kennedy of Hancock presented "Resolve Providing for a State Pension for Sarah Smith of Lamoine." (S. P. 347)

Mr. Burkett of Knox presented "Resolve Providing for a State Pension for Sarah Welt of Rockland." (S. P. 348)

The same Senator presented "Resolve Providing for a State Pension for Carrie Mears of Washington." (S. P. 349)

Mr. Burkett of Knox presented "Resolve Providing for a State Pension for Forest Reynolds of Washington." (S. P. 350)

The same Senator presented "Resolve Providing for a State Pension for Frank W. Cunningham of Washington." (S. P. 351)

The same Senator presented "Resolve Providing for a State Pension for Oliver Lovejoy of Rockland." (S. P. 352)

The same Senator presented "Resolve Providing for a State Pension for Blanche B. Ingraham of Rockland." (S. P. 353)

The same Senator presented "Resolve Providing for a State Pension for George E. Libby of Warren." (S. P. 354)

The same Senator presented "Resolve Providing for a State Pension for Cora Stickney of Washington." (S. P. 355)

Mr. Potter of Penobscot presented "Resolve Providing for a State Pension for Lizzie Nutter of Orrington." (S. P. 356)

Mr. Hussey of Kennebec presented "Resolve Providing for a State Pension for Gertrude E. Meader of Gardiner." (S. P. 357)

The same Senator presented "Resolve Providing for a State Pension for Abbie Linscott of Waldoboro." (S. P. 358)

Mr. Burns of Aroostook presented bill "An Act Relating to Teachers' Pensions." (S. P. 359)

(500 copies ordered printed).

(On motion by Mr. Tompkins of Aroostook, tabled pending reference.)

Mr. Fernald of Waldo presented bill "An Act Relating to Annual State Pension." (S. P. 360)

(500 copies ordered printed).

Mr. Friend of Somerset presented bill "An Act to Provide for Aid to the Blind." (S. P. 361)

(500 copies ordered printed).

Mr. Sewall of Sagadahoc presented bill "An Act to Provide Old Age

Assistance and to Make an Appropriation Therefor." (S. P. 362)
(500 copies of each ordered printed).

Sent down for concurrence.

Public Health

Mr. MacKinnon of Oxford presented bill "An Act Relating to the Incorporating of Cemeteries, and the Operation of Burying Grounds, Burial structures, and the Disposal of Dead Human Bodies." (S. P. 363)

(500 copies ordered printed.)

Miss Martin of Penobscot presented bill "An Act Relating to Narcotics." (S. P. 364)

(1000 copies ordered printed).

Sent down for concurrence.

Salaries and Fees

Mr. Hussey of Kennebec presented bill "An Act Relating to Salary for Clerks in the Office of Register of Deeds, in Kennebec County." (S. P. 365)

(500 copies ordered printed).

Sent down for concurrence.

Sea and Shore Fisheries

Mr. Fernald of Waldo presented bill, "An Act Changing the Time for Weir Fishing for Salmon." (S. P. 366)

Mr. FERNALD of Waldo: Mr. President, I move that Senate Paper 366 be not printed inasmuch as it is already printed although it is under another legislative document number. I don't think the matter is of sufficient consequence to have it printed again.

Mr. WORTHEN of Penobscot: Mr. President, I move that this bill be laid upon the table.

Mr. FERNALD: Mr. President, may I make the suggestion that if the Senator (Mr. Worthen of Penobscot) would like to have it printed it is agreeable to me.

Thereupon, the bill was laid upon the table pending reference.

Mr. Kennedy of Hancock presented "Resolve Relating to Close Time in Gouldsboro, Eden, Trenton, Hancock, Sullivan and Sorrento." (S. P. 367)

(500 copies ordered printed).

Sent down for concurrence.

State Lands and Forest Preservation

Mr. Kennedy of Hancock presented, "Resolve Authorizing the Forest Commissioner to Convey Land in

the County of Hancock." (S. P. 368)
(500 copies ordered printed).
Sent down for concurrence.

Taxation

Mr. Spear of Cumberland presented bill "An Act Relating to Licenses for Retail Stores." (S. P. 369)
(500 copies ordered printed.)
Sent down for concurrence.
(On motion by Mr. Spear of Cumberland, tabled pending reference.)

Temperance

Mr. Worthen of Penobscot presented bill "An Act to Regulate and Restrain the Manufacture, Sale, Transportation, Importation, Traffic in and Use of Liquor, Malt Liquor, Wine and Spirits, and to Increase the Fees for Licenses." (S. P. 370)

Mr. Friend of Somerset presented bill "An Act Relating to Intoxicating Liquor." (S. P. 371)
(500 copies ordered printed.)
Sent down for concurrence.

Ways and Bridges

Mr. Walsh of Androscoggin presented "Resolve in Favor of the Town of Minot." (S. P. 372)

Mr. MacKinnon of Oxford presented "Resolve in Favor of a Road in Oxford County." (S. P. 373)

Mr. Graves of Hancock presented "Resolve in Favor of the Town of Dedham." (S. P. 374)

Mr. Burkett of Knox presented "Resolve in Favor of the Cric-haven Township." (S. P. 375)

Mr. Worthen of Penobscot presented "Resolve in Favor of the Town of Bradford." (S. P. 376)

Mr. Deering of York presented bill "An Act to Aid Unimproved Rural Roads Traversed by Rural Letter Carriers." (S. P. 377)

(500 copies ordered printed.)
Sent down for concurrence.

Reports of Committees

Mr. Goudy from the Committee on Legal Affairs on bill "An Act Relating to Entertainments Held on Sunday." (S. P. 114) (L. D. 126) reported that the same ought not to pass.

The same Senator from the Committee on Public Utilities on bill "An Act Relative to Regulation of the Use of the Highways by Motor Vehicles Transporting Property for Hire." (S. P. 116) (L. D. 128) reported that the same ought not to pass.

Which reports were severally read and accepted.

Sent down for concurrence.

Mr. Kennedy from the Committee on State Lands and Forest Preservation on "Resolve Granting Authority to the Forestry Department to Sell Certain Land." (S. P. 93) reported that the same ought to pass.

Which report was read and accepted and the resolve laid upon the table for printing under the joint rules.

The same Senator from the same Committee on "Resolve Authorizing the Forest Commissioner to Convey Certain Interests of the State in a Certain Lot of Land to the Augusta Trust Company." (S. P. 136) (L. D. 175) reported that the same ought to pass.

The same Senator from the same Committee on "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. 137) (L. D. 167) reported that the same ought to pass.

Which reports were severally read and accepted the resolves read once, and tomorrow assigned for second reading.

Mr. Graves from the Committee on Public Utilities on bill "An Act Relating to Motor Vehicles." (S. P. 135) (L. D. 168) reported the same in a new draft. (S. P. 304) under the same title and that it ought to pass.

Which report was read and accepted, and the bill laid upon the table for printing under the joint rules.

Passed To Be Engrossed

Bill "An Act Validating the Tax Assessment in Mason." (H. P. 190) (L. D. 82)

Bill "An Act Increasing the Amount Paid for Clerk Hire in the Office of Clerk of Courts in Knox County." (H. P. 200) (L. D. 69)

Which bills were severally read and a second time and passed to be engrossed in concurrence.

(On motion by Mr. Willey of Cumberland, tabled pending second reading.)

Bill "An Act Relating to the Regrouping of School Unions." (S. P. 107) (L. D. 119)

Which bill was read a second time and passed to be engrossed.

Sent down for concurrence.

Order

(Out of Order)

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

ORDERED, that the use of the Senate Chamber be granted to the Maine Pharmaceutical Association, Friday afternoon, February 19, 1937.

Orders of the Day

On motion by Mr. Fortin of Androscoggin, the Senate voted to take from the table An Act Amending "An Act to Incorporate the City of Lewiston" (H. P. 1059) (L. D. 377), tabled by that Senator on February 11th, pending reference in concurrence; and on further motion by the same Senator the bill was referred to the Committee on Legal Affairs in concurrence.

On motion by Mr. Ashby of Aroostook, the Senate voted to take from the table An Act Relating to Registration of Voters (H. P. 1050) (L. D. 336), tabled by that Senator on February 11th, pending reference in concurrence; and on further motion by the same Senator the bill was referred to the Committee on Judiciary in concurrence.

On motion by Miss Martin of Penobscot, the Senate voted to take from the table An Act to Incorporate Great Indian Stream Log Driving Company (H. P. 886) (L. D. 271), tabled by that Senator on February 9th, pending reference in concurrence; and on further motion by the same Senator, the bill was referred to the Committee on Legal Affairs in concurrence.

On motion by Miss Martin of Penobscot, the Senate voted to take from the table, An Act to Incorporate Black Stream Log Driving Company (H. P. 887) (L. D. 272), tabled by that Senator on February 9th, pending reference in concurrence; and on further motion by the same Senator, the bill was re-

ferred to the Committee on Legal Affairs in concurrence.

On motion by Mr. Worthen of Penobscot, the Senate voted to take from the table Resolve Appropriating Money to Build a Fishway on Meduxnekeag River (H. P. 1087) (L. D. 367), tabled by that Senator on February 11th, pending reference in concurrence; and on further motion by the same Senator, the resolve was referred to the Committee on Appropriations and Financial Affairs in concurrence.

Mr. KENNEDY of Hancock: Mr. President, it is with deep regret that I have to inform this honorable body of the death this morning at his home in Lamoine of the Honorable Sherman A. Douglas. Mr. Douglas served his county and State in both branches of the Legislature and is well known by many here. At this time I move that the Senate send Mrs. Douglas an expression of our deep sympathy in her bereavement.

The PRESIDENT: The Senate hears the message with regret.

The motion prevailed.

Mr. FERNALD of Waldo: Mr. President, I move that the Senate send flowers as was done upon the death of Senator Cowan.

The motion prevailed.

Order

(Out of Order)

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

ORDERED, that five hundred copies be printed of An Act Relating to the Transportation of Prisoners (S. P. 283).

The PRESIDENT: Is there any further business to come before the Senate?

On motion by Mr. Kennedy of Hancock

Adjourned until tomorrow morning at ten o'clock.