

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Legislative Record

OF THE

Eighty-Eighth Legislature

OF THE

STATE OF MAINE

1937

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

SENATE

Thursday, February 18, 1937.

Senate called to order by the President.

Prayer by the Reverend Herbert E. P. Pressey of Augusta.

Journal of yesterday read and approved.

Papers from the House disposed of in concurrence.

From the House: Joint order relative to Reception of Bills of a Strictly Revisory Nature (S. P. 186).

(In the Senate, on February 3rd, read and passed.)

Comes from the House indefinitely postponed in non-concurrence.

In the Senate, that body voted to recede and concur with the House in the indefinite postponement of the order.

From the House: "Resolve in Favor of Harry C. Libby of Portland." (S. P. 63) (L. D. 43)

(In the Senate on February 10th, passed to be engrossed.)

Comes from the House, passed to be engrossed as amended by House Amendment "A" in non-concurrence.

In the Senate, on motion by Mr. Fernald of Waldo, tabled pending consideration.

House Bills in First Reading

"An Act Relating to Divorce." (H. P. 468) (L. D. 135)

"Resolve Proposing an Amendment to the Constitution to Provide for Longer Residence to Qualify as a Voter." (H. P. 365) (L. D. 109)

"An Act Relating to Homesteads." (H. P. 296) (L. D. 85), in new draft (H. P. 1329)

"An Act to Amend the Charter of the Quebec Extension Railway Company." (H. P. 376) (L. D. 113)

"An Act to Extend the Charter of the Quebec Extension Railway Company." (H. P. 377) (L. D. 114)

"An Act to Consolidate the Houlton Water Company and the Houlton Sewerage Company and for Other Purposes." (H. P. 489) (L. D. 141)

"An Act Relating to the Regulation of Wires." (H. P. 490) (L. D. 142)

"An Act to Increase the Amount to be Paid for Clerk Hire in the Office of the Register of Deeds in the County of Knox." (H. P. 491) (L. D. 143)

"An Act Relating to Salary of Clerks in the Office of Register of Deeds in Oxford County." (H. P. 492) (L. D. 144)

"Resolve Granting Authority to the Forestry Department to Sell Certain Land." (H. P. 311) (L. D. 99)

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

Agriculture

Mr. Osgood of Oxford presented bill "An Act Relating to Production and Sale of Milk." (S. P. 385)

(500 copies ordered printed.)

Sent down for concurrence.

Education

Mr. Tompkins of Aroostook presented two remonstrances (S. P. 386) and (S. P. 387) Against the Passing of a "Bill to Make Public School Positions Non-sectarian and Non-political."

Mr. Fernald of Waldo presented "Petition of Harold W. Clements of Winterport and 51 others in Favor of Educational Program, L. D. 112." (S. P. 388)

The same senator presented bill "An Act Relating to the Department of Education." (S. P. 389)

(500 copies ordered printed.)

Sent down for concurrence.

Inland Fisheries and Game

Mr. Fernald of Waldo presented bill "An Act Relating to Hunting Licenses for Residents and Non-Residents." (S. P. 390)

Mr. Worthen of Penobscot presented bill "An Act Relative to Bounties." (S. P. 391)

(500 copies of each ordered printed.)

Sent down for concurrence.

Judiciary

Mr. Fernald of Waldo presented bill "An Act to Abolish the Jury Commissioners." (S. P. 392)

The same Senator presented bill "An Act Providing for the Establishment of a Judicial Council." (S. P. 393)

(500 copies of each ordered printed.)

Mr. MacKinnon of Oxford presented bill "An Act to Provide for the Nomination of Candidates for Elective Offices." (S. P. 394)

(1000 copies ordered printed.)

Sent down for concurrence.

Legal Affairs

Mr. Fortin of Androscoggin presented bill "An Act Relating to the Fire Department of the City of Lewiston." (S. P. 395)

Mr. Marden of Kennebec presented bill "An Act Relating to the Duty of Physicians to Report Gun Shot Wounds." (S. P. 396)

Mr. Walsh of Androscoggin presented bill "An Act Relating to the Police Department of the City of Lewiston." (S. P. 397)

(500 copies of each ordered printed.)

Sent down for concurrence.

Ways and Bridges

Mr. Fernald of Waldo presented "Petition of Chas. C. Worth of Stockton Springs and 134 others in Favor of Road in Stockton Springs." (S. P. 316)

Sent down for concurrence.

First Reading of Printed Bills

"Resolve Granting Authority to the Forestry Department to Sell Certain Land." (S. P. 93) (L. D. 508)

Bill "An Act Relating to Motor Vehicles." (S. P. 304) (L. D. 507)

Which bill and resolve were severally read once and tomorrow assigned for second reading.

Reports of Committees

Mr. Potter from the Committee on Agriculture on Bill "An Act for the Relief, Rehabilitation, Protection and Enhancement of Agriculture and Dairying in the State of Maine." (S. P. 21) reported that the same ought not to pass.

Mr. Wilcy from the Committee on Judiciary on Bill "An Act to Incorporate Liberty Loan Company." (S. P. 177) (L. D. 256) reported that the same ought not to pass.

The same Senator from the same Committee on Bill "An Act Relating to Notice of Taxable Property by Assessors." (S. P. 152) (L. D. 208) reported that the same ought not to pass.

Miss Laughlin from the same Committee on Bill "An Act Relating to Registration of Non-resident Trucks." (S. P. 178) (L. D. 255) reported that the same ought not to pass.

Mr. Fernald from the Committee on Judiciary on Bill "An Act Relating to Causes for Which a Divorce

May be Granted." (S. P. 109) (L. D. 121) reported that the same ought not to pass.

Mr. Spear from the Committee on Salaries and Fees on Bill "An Act Relative to Salaries of State Racing Commission." (S. P. 183) (L. D. 252) reported that the same ought not to pass.

Which reports were read and accepted.

Sent down for concurrence.

Miss Laughlin from the Committee on Judiciary on "Resolve Changing the Name of Ram Island." (S. P. 200) reported that the same ought to pass.

Mr. Fernald from the same Committee on Bill "An Act Relating to Finger Prints and Photographs of Persons Suspected of Crime." (S. P. 48) (L. D. 12) reported the same in a new draft (S. P. 398) under the same title and that it ought to pass.

Mr. Spear from the Committee on Salaries and Fees on Bill "An Act Relating to the Municipal Court of Portland." (S. P. 155) reported the same in a new draft (S. P. 399) under the same title and that it ought to pass.

The same Senator from the same Committee on Bill "An Act Relating to Clerk Hire in the Registry of Deeds in Aroostook County." (S. P. 154) reported the same in a new draft (S. P. 400) under the same title and that it ought to pass.

Which reports were severally read and accepted and the bills and resolve laid upon the table for printing under the joint rules.

Mr. Goudy from the Committee on Legal Affairs on "Resolve Changing the Name of North Peaks on Mount Katahdin to Howe Peaks and Naming Thoreau Spring on said Mountain." (S. P. 185) (L. D. 287) reported that the same ought to pass.

Which report was read and accepted, the resolve read once and tomorrow assigned for second reading.

Passed To Be Engrossed

Bill "An Act Relating to Cheating by False Pretenses." (H. P. 295) (L. D. 89)

Bill "An Act Relating to the Araxine Wilkins Sawyer Foundation." (H. P. 363) (L. D. 108)

Bill "An Act Relating to Complaint in Cases of Neglect to Children." (H. P. 470) (L. D. 160)

Orders of the Day

On motion by Miss Martin of Penobscot the Senate voted to take from the table, An Act Relating to Employment of Convict Labor on Highways (S. P. 341), tabled by that Senator on February 16th, pending reference; and on further motion by the same Senator the bill was referred to the Committee on Legal Affairs.

Sent down for concurrence.

On motion by Mr. Willey of Cumberland the Senate voted to take from the table, An Act Relating to Compensation of Reporter of Decisions (S. P. 261) (L. D. 425), tabled by that Senator on February 11th, pending first reading; and on further motion by the same Senator the bill was given its first reading and tomorrow assigned for second reading.

On motion by Mr. Fernald of Waldo the Senate voted to take from the table An Act Relating to the Transportation of Prisoners (S. P. 283), tabled by that Senator on February 11th, pending reference; and on further motion by the same Senator the bill was referred to the Committee on Legal Affairs.

Sent down for concurrence.

On motion by Mr. Willey of Cumberland the Senate voted to take from the table, An Act to Provide for Enforcement of Liens for Taxes on Real Estate (S. P. 326), tabled by that Senator on February 16th pending reference; and on further motion by the same Senator the bill was referred to the Committee on Judiciary.

Sent down for concurrence.

On motion by Mr. Willey of Cumberland the Senate voted to take from the table, An Act Authorizing Corporations Without Capital Stock to Qualify as Trustees in Certain Cases (S. P. 328), tabled by that Senator on February 16th pending reference; and on further motion by the same Senator the bill was referred to the Committee on Judiciary.

Sent down for concurrence.

On motion by Mr. Willey of Cumberland the Senate voted to take from the table, 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), tabled by that Senator on February 16th pending second reading; and on further motion by the same Senator the bill was given its second reading and passed to be engrossed in concurrence.

On motion by Mr. Fernald of Waldo the Senate voted to take from the table, 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), tabled by that Senator on February 17th pending reference in concurrence; and on further motion by the same Senator the bill was referred to the Committee on Labor in non-concurrence.

Sent down for concurrence.

On motion by Mr. Friend of Somerset the Senate voted to take from the table, An Act Relating to the Mill Tax Highway Fund (S. P. 271), tabled by that Senator on February 11th pending reference; and on further motion by the same Senator the bill was referred to the Committee on Ways and Bridges.

Sent down for concurrence.

On motion by Mr. Spear of Cumberland the Senate voted to take from the table, 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. 1320) (L. D. 485) tabled by that Senator on February 17th pending reference in concurrence; and on further motion by the same Senator the bill was referred to the Committee on Taxation in concurrence.

Order

(Out of Order)

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

ORDERED, that five hundred additional copies be printed of Legislative Document 500, "An Act Relating to Basic Science."

Order

(Out of Order)

On motion by Mr. Owen of Ken-

nebec, out of order and under suspension of the rules, it was

ORDERED, that one thousand additional copies be printed of Legislative Document 505, "An Act to Provide for a System of Personnel Administration in State Employment; to Create a State Personnel Board, a Director of Personnel; and to Define the Powers, Duties and Proceedings of Such Board and Director."

The PRESIDENT: Awaiting the receipt of further papers from the House, the Senate will recess.

After Recess

The Senate was called to order by the President.

On motion by Mr. Fernald of Waldo the Senate voted to take from the table, Resolve in Favor of Harry C. Libby of Portland (S. P. 63) (L. D. 43), tabled by that Senator early in today's session pending consideration.

Mr. FERNALD of Waldo: Mr. President, I now move the adoption of House Amendment A which simply strikes off the preamble of the bill but does not change the intent or meaning of the bill whatsoever.

Thereupon, the Senate voted to reconsider its former action where-by the resolve was passed to be engrossed, House Amendment A was read and adopted in concurrence and the resolve as amended by House Amendment A was passed to be engrossed in concurrence.

On motion by Mr. Tompkins of Aroostook the Senate voted to take from the table, An Act Relating to

Teachers' Pensions (S. P. 359), tabled by that Senator on February 16th pending reference.

Mr. TOMPKINS of Aroostook: Mr. President, as this is entirely an educational matter I move that it be referred to the Committee on Education.

The motion to refer prevailed.
Sent down for concurrence.

Order

(Out of Order)

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

ORDERED, that five hundred copies of bill, "An Act to Aid Un-improved Rural Roads Traversed by Rural Letter Carriers" (S. P. 377) (L. D. 618) be printed.

From the House, out of order: Bill, "An Act Creating a Board of Education for the City of Lewiston" (H. P. 12) (L. D. 9), in new draft (H. P. 1611) (L. D. 649.)

In the House, the report read and accepted and the new draft, under suspension of the rules, given its three several readings and passed to be engrossed.

In the Senate, the report was read and accepted in concurrence and under suspension of the rules the bill was given its two several readings and passed to be engrossed in concurrence.

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

On motion by Mr. Tompkins of Aroostook

Adjourned until tomorrow morning at ten o'clock.