

# 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**

Monday, March 29, 1937.

Senate called to order by the President.

Prayer by the Rev. Cymbrid Hughes of Augusta.

Journal of Friday, March 26th, read and approved.

Papers from the House disposed of in concurrence.

From the House:

Bill "An Act Relating to Salary for Clerks in the Office of Register of Deeds, in Kennebec County." (S. P. 555) (L. D. 622)

(In Senate, on March 24th, passed to be engrossed.)

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

In the Senate, the rules were suspended and the Senate voted to reconsider its former action, taken on March 24th whereby the bill was passed to be engrossed, House Amendment A was read and adopted in concurrence and the bill as amended by House Amendment A was passed to be engrossed in concurrence.

**House Bills and Resolves in First Reading**

"An Act to Incorporate the Town of Livernore School District." (H. P. 1687) (L. D. 821)

"An Act Relating to Pauper Settlements." (H. P. 1545) (L. D. 629).

(On motion by Miss Martin of Penobscot, tabled pending acceptance of the report in concurrence.)

"An Act Relating to the Use of Check Lists in Sanford." (H. P. 1058) (L. D. 352).

"An Act Relating to Compensation of the Register of Probate of Hancock County." (H. P. 700) (L. D. 240).

"An Act Relating to the Salary of County Treasurer of Washington County." (H. P. 1638) (L. D. 777).

"An Act Relating to Taking of Soft Shelled Clams." (H. P. 1574) (L. D. 639).

"Resolve in Favor of the Location of a Fish Weir off Calf Island." (H. P. 1571) (L. D. 630).

"Resolve Relating to Close Time in Waters Adjacent to Petit Manan." (H. P. 1316) (L. D. 463).

"Resolve Relating to Close Time in Gouldsboro, Eden, Trenton, Hancock, Sullivan, and Sorrento." (H. P. 1315) (L. D. 462).

"Resolve Regulating the Taking and Sale of Clams in the Town of Cape Elizabeth." (H. P. 1069) (L. D. 378).

From the House:

The Committee on Inland Fisheries and Game on "Resolve Relating to Ice Fishing in Eagle Lake and St. Froid Lake in Aroostook County." (H. P. 863) reported that the same ought not to pass.

Comes from the House, the resolve substituted for the report and passed to be engrossed.

In the Senate, on motion by Mr. Worthen of Penobscot, that Body voted to accept the "ought not to pass" report of the Committee, in non-concurrence.

Sent down for concurrence.

From the House:

The same Committee on "Resolve in Favor of the Town of Alton." (H. P. 1213) reported that the same be referred to the Committee on Interior Waters.

Comes from the House, referred to the Committee on Interior Waters.

In the Senate, the report of the committee was accepted and the resolve referred to the Committee on Interior Waters in concurrence.

From the House:

The Committee on Judiciary on Bill "An Act to Make Uniform Costs in Municipal Courts." (H. P. 1635) (L. D. 772) reported that the same ought to pass.

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

In the Senate, the report of the committee was accepted in concurrence and the bill given its first reading; House Amendment A was read and adopted in concurrence and the bill as amended by House Amendment A was tomorrow assigned for second reading.

From the House:

The Committee on Legal Affairs on Bill "An Act to Provide a Town Manager Form of Government for the Town of Dover-Foxcroft." (H. P. 680) (L. D. 237) reported that the same ought to pass.

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

In the Senate, the report of the committee was accepted in concurrence and the bill given its first reading; House Amendment A was read and adopted in concurrence and the bill as amended by House Amendment A was tomorrow assigned for second reading.

From the House:

The same Committee on Bill "An Act Relative to Presque Isle Sewer District," (H. P. 1106) (L. D. 416) reported that the same ought to pass.

Comes from the House, recommitted to the Committee on Legal Affairs.

In the Senate, the bill was recommitted to the Committee on Legal Affairs, in concurrence.

From the House:

The Committee on Sea and Shore Fisheries on Bill "An Act Relating to the Taking of Crabs," (H. P. 893) (L. D. 309) reported that the same ought not to pass.

Comes from the House, recommitted to the Committee on Sea and Shore Fisheries.

In the Senate, the bill was recommitted to the Committee on Sea and Shore Fisheries, in concurrence.

#### Bills in First Reading

"An Act Relating to the Salary of the Judge and Recorder of Westbrook Municipal Court." (S. P. 464) (L. D. 879)

"An Act to Amend and Extend the Charter of Kennebec Reservoir Company." (S. P. 465) (L. D. 880)

"An Act Relating to State Dairymen's Conference." (S. P. 466) (L. D. 883)

"An Act Relating to Seizure of Game." (S. P. 467) (L. D. 882)

"An Act Relative to Transportation of Fish and Game by Aeroplane." (S. P. 468) (L. D. 884)

"An Act Relating to Enforcement of Tax Liens." (S. P. 469) (L. D. 885)

"An Act Relating to the Bath Municipal Court." (S. P. 470) (L. D. 887)

"An Act to Provide for the Appointment of a Board of Commissioners of Police for the City of Augusta." (S. P. 471) (L. D. 886)

"An Act Relating to Municipal Ordinances." (S. P. 472) (L. D. 881)

#### Reports of Committees

Miss Laughlin from the Committee on Judiciary on Bill "An Act Relating to Indebtedness of Cities and Towns," (S. P. 151) (L. D. 207) reported that the same ought not to pass.

(On motion by Mr. Spear of Cumberland, tabled pending acceptance of the report.)

The same Senator from the same Committee on Bill "An Act to Amend the Absent Voting Law," (S. P. 130) (L. D. 170) reported that the same ought to pass.

The report of the Committee was accepted.

Thereupon, Miss Laughlin of Cumberland presented the following amendment and moved its adoption:

"Senate Amendment A to Legislative Document 170. Section 1. Amend Section 1 of said bill by inserting after the word 'certified' in Line Nine, the words 'after examination.' Section 2. Amend Section 4 of said bill by inserting under 'B' the following: 'B-1.'"

Miss Laughlin: Mr. President, on this amendment I would like to say that the first change, inserting the words "after examination", is to provide for certification by a physician only after an examination. The other is simply a typographical error. These amendments are offered rather than to make a redraft of the bill, so I move the adoption of Senate Amendment A.

Thereupon, Senate Amendment A was adopted and the bill as amended by Senate Amendment A was given its first reading and tomorrow assigned for second reading.

#### Passed to Be Engrossed

Bill "An Act Relating to the Harmon Mutual Fire Insurance Company." (H. P. 890) (L. D. 283)

Bill "An Act to Incorporate Yarmouth and Cousins Island Park & Development Company." (H. P. 1067) (L. D. 358)

Bill "An Act Relating to the Salary of Judge of Probate of York County." (H. P. 1176) (L. D. 433)

Bill "An Act Relating to Domestic Mutual Insurance Companies." (H. P. 1299) (L. D. 482)

Bill "An Act Relating to Rights of Creditors and Beneficiaries under

Insurance Policies." (H. P. 1552) (L. D. 686)

Bill, "An Act Relative to the Peddling of Malt Liquors," (H. P. 1596) (L. D. 658).

Mr. MARDEN of Kennebec: Mr. President, I wish to present Senate Amendment A to Legislative Document 658 and move its adoption. For information, this amendment adds a penalty to the section which, by inadvertence, was omitted by the committee.

"Senate Amendment A. Legislative Document 658 is hereby amended by adding thereto the following: 'Whoever violates the provisions thereof shall, upon conviction, be punished by a fine of not more than five hundred dollars or by imprisonment for a term of not more than eleven months, or by both such fine and imprisonment.'"

Senate Amendment A was adopted and the bill as amended by Senate Amendment A was passed to be engrossed.

Sent down for concurrence.

Bill, "An Act to Establish a Game Preserve in Caswell Plantation, County of Aroostook," (H. P. 1738) (L. D. 843).

Bill, "An Act Regulating the Transportation of Poultry," (H. P. 1742) (L. D. 852).

Bill "An Act Relating to Investment of Deposits of Mutual Saving Banks." (H. P. 1743) (L. D. 853)

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

Bill "An Act Relating to the Establishing of a Game Preserve and Bird Sanctuary." (S. P. 231) (L. D. 388)

Bill "An Act Relating to Support of Wife and Minor Children." (S. P. 327) (L. D. 593)

Bill "An Act Authorizing Corporations without Capital Stock to Qualify as Trustees in Certain Cases." (S. P. 328) (L. D. 755)

Bill "An Act Relating to Group Insurance." (S. P. 459) (L. D. 856)

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

Sent down for concurrence.

#### Passed to be Enacted

Bill "An Act Relating to Delivery of Malt Beverages." (H. P. 1599) (L. D. 661)

Bill "An Act Designating a Cer-

tain Road as 'Pine Tree Trail.'" (H. P. 1728) (L. D. 840)

#### Orders of the Day

On motion by Mr. Spear of Cumberland, the Senate voted to take from the table, Senate Report from the Committee on Judiciary "Ought Not to Pass" on an Act to Abolish the Jury Commissioners (S. P. 392) (L. D. 734), tabled by that Senator on March 26th pending acceptance of the report; and on further motion by the same Senator, the report of the committee was accepted. Sent down for concurrence.

On motion by Mr. Sewall of Sagadahoc, the Senate voted to take from the table, Senate Report from the Committee on Public Utilities "Ought to Pass in New Draft," under same title, on Resolve, Relating to an Investigation of the Pollution of Rivers in the State (S. P. 175) (L. D. 444) tabled by that Senator on March 23rd pending acceptance of the report; and on further motion by the same Senator, the report of the committee was accepted, and the bill was laid upon the table for printing under the joint rules.

On motion by Mr. Hussey of Kennebec, the Senate voted to take from the table, Senate Report from the Committee on Inland Fisheries and Game "Ought to Pass" on Bill entitled "An Act Relative to Bounties" (S. P. 391) (L. D. 732), tabled by that Senator on March 16th pending acceptance of the report; and on further motion by the same Senator, the report of the committee was accepted, the bill given its first reading, and tomorrow assigned for second reading.

On motion by Miss Laughlin of Cumberland, the Senate voted to take from the table, House Report from the Committee on Inland Fisheries and Game "Ought to Pass in New Draft" on Bill, An Act Relating to Fishing for Gain or Hire, (H. P. 1449) (L. D. 637), tabled by that Senator on March 23rd pending acceptance of the report; and on further motion by the same Senator, the report of the committee was accepted in concurrence, the bill given its first reading, and tomorrow assigned for second reading.

The PRESIDENT: The Senate is now proceeding under Orders of the Day. Is there any further business to come before the Senate?

On motion by Mr. Sewall of Sagadahoc

Adjourned until tomorrow morning at ten o'clock.