

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Eighth Legislature

OF THE

STATE OF MAINE

IN SPECIAL SESSION

October 26, 1937

**KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE**

SENATE

Tuesday, October 26, 1937.

In compliance with a Proclamation of His Excellency, the Governor, Lewis O. Barrows, the Senators convened in the Senate Chamber at three o'clock in the afternoon.

Senate called to order by the President.

Prayer by the Rev. William R. Wood of Augusta.

By direction of the President, the Secretary read the Proclamation:

STATE OF MAINE**Proclamation by the Governor**

WHEREAS, it appears advisable that the Legislature of this State should meet in special session for the following purposes:

To consider legislation relating to old age assistance and to provide revenue necessary therefor.

To consider legislation relating to economies in the cost of operation of State government.

To act upon any legislation to promote the welfare of the State.

I, THEREFORE, by virtue of the power vested in me as Governor, convene the Legislature of this State, hereby requiring the Senators and Representatives to assemble in their respective chambers at the Capitol, at Augusta, on Tuesday, the twenty-sixth day of October, 1937, at three o'clock in the afternoon, in order to receive such communication as may then be made to them and to consider and determine on such measures as in their judgment will best promote the welfare of the State.

Given at the Office of the Governor at Augusta and sealed with the Great Seal of the State of Maine this fifteenth day of October, in the year of our Lord one thousand nine hundred and thirty-seven, and in the one hundred and sixty-second year of the Independence of the United States of America.

LEWIS O. BARROWS.

Governor

(Seal)

By the Governor:

FREDERICK ROBIE,

Secretary of State.

Which was read and ordered placed on file.

Roll Call

The roll being called by the Secretary, the following Senators responded to their names:

Ashby, Beckett, Blanchard, Burkett, Burns, Chase, Cook, Corrigan, Deering, Fernald, Friend, Graves, Hussey, Kennedy, Laughlin, Lewis, Littlefield, MacKinnon, Malair, Marden, Martin, Osgood, Owen, Potter, Sewall, Spear, Walsh, Wentworth, Willey, Worthen.

The President announced a quorum was present.

Communication

Communication from the Secretary of State reporting one vacancy in the representation from the Fourth Senatorial District.

STATE OF MAINE**DEPARTMENT OF STATE**

Augusta, October 26, 1937.

To Royden V. Brown, Secretary of the Senate of the Eighty-eighth Legislature:

In compliance with section 36 of chapter 2 of the revised statutes, I beg to report that there is one vacancy in the representation from the fourth senatorial district caused by the resignation of Honorable Charles E. Fortin of Lewiston, which resignation is on file in this office.

Respectfully,

FREDERICK ROBIE,

(Seal) Secretary of State.

Which was read and ordered placed on file.

Orders

On motion by Senator Marden of Kennebec, it was

ORDERED, that a message be conveyed to the House of Representatives informing that body that a quorum of Senators is present for the consideration of such business as may come before the Senate.

The Secretary retired and subsequently reported that he had conveyed the message with which he was charged.

On motion by Mr. Burkett of Knox, it was

ORDERED, that a message be sent to His Excellency, the Governor, informing him that in obe-

dience to his Proclamation, a quorum is assembled in the Senate Chamber for the consideration of such business as may come before the Senate.

The Secretary retired and subsequently reported that he had conveyed the message with which he was charged.

A message was received from the House of Representatives, by Mr. Pease, its Clerk, informing the Senate that a quorum of the Representatives is present for the consideration of such business as may come before that body.

On motion by Mr. Spear of Cumberland, it was

ORDERED, that the Secretary of the Senate be directed to invite the clergymen of Augusta, Hallowell and Gardiner to officiate as chaplains of the Senate during the present session.

On motion by Mr. Ashby of Aroostook, it was

ORDERED, that Charles P. Lyford of Augusta be appointed official Reporter of the Senate for the Special Session.

On motion by Mr. Wentworth of York, it was

ORDERED, that the Official Reporter of the Senate be authorized to procure the services of a typewriter operator and an assistant reporter during the Special Session.

On motion by Mr. Potter of Penobscot, it was

ORDERED, that the Secretary be authorized to procure the services of two stenographers during the Special Session, and for the preparation of the Senate Journal.

On motion by Mr. Cook of Somerset, it was

ORDERED, the House concurring, that three hundred and fifty copies of the Legislative Record for the Special Session of 1937, convened on October 26th, be printed and bound, one copy each for the members and officers of the Senate and House of Representatives, and the remainder to be deposited in the State Library for exchange and library purposes; and be it further

ORDERED, that three hundred and fifty copies of the Legislative Record be printed in pamphlet form for distribution from day to day to members of the Legislature and the departments under the direction of the Document Clerk. (S. P. 539)

Sent down for concurrence.

Subsequently, the foregoing order came back from the House, read and passed in concurrence.

On motion by Mr. Fernald of Waldo, it was

ORDERED, that a message be sent to the House of Representatives proposing a Joint Convention to be held forthwith in the Hall of the House for the purpose of extending an invitation to the Governor to attend the convention and present such communication as he may be pleased to make.

The Secretary retired and subsequently reported that he had conveyed the message with which he was charged.

Subsequently a message was received from the House by Mr. Pease its Clerk, concurring in the foregoing proposition for a Joint Convention.

The Senate then proceeded to the House of Representatives where a Convention was formed.

(For proceedings of Joint Convention, see House report.)

In The Senate

The Senate was called to order by the President.

Orders

On motion by Miss Martin of Penobscot, it was

ORDERED, the House concurring, that no bill or resolve be received by this Legislature after three o'clock in the afternoon on Wednesday, October 27th, 1937 except by unanimous consent in the body in which it is introduced, and be it further

ORDERED, that any bill or resolve which shall be received in either body of this Legislature by unanimous consent after three o'clock in the afternoon on Wednes-

day, October 27th, 1937, shall be referred to the Eighty-ninth Legislature if unanimous consent for its reception is not given in the other body in concurrence.

These orders shall not apply to such bills and resolves as are intended only to facilitate the business of this Special Session of the Eighty-eighth Legislature. (S. P. 540.)

Sent down for concurrence.

Subsequently the foregoing order was returned from the House, read and passed in concurrence.

On motion by Mr. Graves of Hancock, it was

ORDERED, the House concurring, that three thousand copies of the Governor's message be printed. (S. P. 540)

Sent down for concurrence.

Subsequently the foregoing order came back from the House, read and passed in concurrence.

On motion by Mr. Deering of York, it was

ORDERED, that the Secretary of the Senate purchase such stationery, office supplies and equipment as may be needed to carry on the business of the Senate.

Memorial

Mr. Sewall of Sagadahoc, out of order and under suspension of the rules, presented: Memorial from the Maine Congress of Parents and Teachers relative to provision of funds for the support of Educational Equalization. (S. P. 542)

Which was read and sent to the House.

From the House, out of order, the following Memorial:—

Memorial

Whereas, the members of the Eighty-seventh Legislature have learned with profound sorrow of the untimely passing of the late Robert W. Barrows, eldest son of his Excellency the Governor and Mrs. Barrows, and

Whereas, by his decease the state of Maine has suffered the loss of an upright young man of great promise, and

Whereas, the people of the state of Maine and the members of the Senate and House of Representatives entertain for his bereaved

family a sense of deep and heartfelt sympathy

Now, therefore, be it resolved by the Senate and House of Representatives, that the state of Maine mourns the decease of the late Robert W. Barrows, and

Be it further resolved, that a copy of these resolutions be entered in the Journals of the Senate and House of Representatives and that a copy be transmitted to the bereaved family.

In the House, read and adopted.

In the Senate, read and adopted in concurrence.

Mr. WILLEY of Cumberland: Mr. President, I wish to ask leave to proceed for four or five minutes.

The PRESIDENT: The Senator may proceed.

Mr. WILLEY: Mr. President, it will be remembered by members of this Senate and Legislature that I introduced a certain order calling for economy and retrenchment in the expenditure of state funds during the recent session of this legislature. It will also be remembered that I publicly announced that I had certain plans and bills which I intended to introduce at this session to put into effect some of those economies and retrenchments. However, after having heard the message of His Excellency, Lewis O. Barrows, Governor of Maine; a message which was clear, specific and definite; a message which proposed economies and retrenchments in the expenditure of state funds far in excess of any such curtailments proposed during the last regular session of the legislature; a message which proposes to care for old age assistance and educational equalization; a message which not only proposes, but in concrete form places in our hands the methods by which we may immediately resume old age pensions and assistance to our schools without additional burdensome taxation to our inhabitants, I want to announce that I shall not introduce a single measure during this special session of this legislature as I had heretofore planned, but that I shall wholeheartedly support the plan of Governor Lewis O. Barrows which, I believe, so far as economies and retrenchments are concerned, far exceeds any plan recommended to any Maine legisla-

ture in a generation, and I know that every member of this legislature who seriously has the interests of our aged and needy and the schools which are in despair, at heart, will get behind this plan and put it in operation by emergency operation at the earliest possible

moment and go home, having done a good job under a very good and splendid and able leader.

On motion by Mr. Chase of Piscataquis

Adjourned until tomorrow morning at ten o'clock.