

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Ninth Legislature

OF THE

STATE OF MAINE

1939

KENNEBEC JOURNAL COMPANY  
AUGUSTA, MAINE

**HOUSE**

Tuesday, February 28, 1939.

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

Prayer by the Rev. Mr. Beecher of Hallowell.

Journal of the previous session read and approved.

From the Senate: The following Communication: (S. P. 439) To the President of the Senate, and the Speaker of the House of the Eighty-ninth Legislature:

I have the honor to transmit herewith the report filed by the Recess Committee on Tax Equalization, in compliance with the provisions of Chapter 148 of the Laws of 1937.

Respectfully submitted,

(Signed) LEWIS O. BARROWS,  
Governor.

Comes from the Senate, referred to the Committee on Taxation.

In the House, read and referred to the Committee on Taxation in concurrence.

Papers from the Senate disposed of in concurrence.

**Senate Bills in First Reading**

Bill "An Act relating to the Proper Branding of Potatoes" (S. P. 310) (L. D. 580)

Bill "An Act relating to the Regrouping of School Unions" (S. P. 108) (L. D. 77)

Bill "An Act relating to the Qualifications, Residence and Practice of Dentists" (S. P. 52) (L. D. 3)

Bills were read twice and tomorrow assigned.

The following remonstrance was received, and upon recommendation of the Committee on Reference of Bills, was referred to the following committee:

**Taxation**

Remonstrance of Ruppert F. Aldrich and 130 others of Norway, South Paris and vicinity opposing any Increase in the Gasoline Tax (H. P. 1819) (Presented by Mr. Dow of Norway)

Sent up for concurrence.

**Orders**

On motion by Mr. Hinman of Skowhegan, it was

ORDERED, that the use of the hall of the House be granted to the Committee on Taxation, Appropriations and Financial Affairs and Pensions jointly, for the afternoon of Friday, March 3rd, 1939.

**Reports of Committees****Divided Reports  
Reports Tabled**

Majority Report of the Committee on Judiciary reporting "Ought to pass" on Bill "An Act Making Illegal Contracts to Remit Certain Taxes" (H. P. 485) (L. D. 180)

Report was signed by the following members:

Messrs. BURNS of Aroostook  
HILL of Cumberland

Miss LAUGHLIN of Cumberland  
—of the Senate.

Messrs. VARNEY of Berwick  
HINCKLEY of So. Portland  
FELLOWS of Augusta

—of the House.

Minority Report of same Committee reporting "Ought not to pass" on same Bill.

Report was signed by the following members:

Messrs. McGLAUFILIN of Portland  
WEATHERBEE of Lincoln  
BIRD of Rockland

—of the House.

Mr. VARNEY of Berwick: Mr. Speaker, I move acceptance of the majority report. "Ought to pass."

The SPEAKER: The gentleman from Berwick, Mr. Varney, moves acceptance of the majority report "Ought to pass."

Mr. FARRINGTON of Augusta: Mr. Speaker, I move that these two reports lie on the table pending the motion of the gentleman from Berwick, Mr. Varney, for acceptance of the majority report "Ought to pass."

The SPEAKER: The gentleman from Augusta, Mr. Farrington, moves that the two reports lie on the table pending the motion of the gentleman from Berwick, Mr. Varney, for acceptance of the majority report "Ought to pass." Is this the pleasure of the House?

Thereupon, the motion prevailed and the reports were so tabled.

**Leave to Withdraw**

Mr. Haskell from the Committee on Education on Bill "An Act to Close Eastern Normal School at Castine, and Madawaska Training

School" (H. P. 1547) (L. D. 645) reported leave to withdraw.

Report was read and accepted and sent up for concurrence.

#### Ought to Pass in New Draft

Mr. Winslow from the Committee on Banks and Banking on Bill "An Act Amending the Laws relating to the Issuance of Preferred Stock by Trust Companies" (H. P. 1138) (L. D. 466) reported same in a new draft (H. P. 1820) under same title and that it "Ought to pass."

Mr. Bacon from the Joint Select Committee on University of Maine on Bill "An Act relating to the Treasurer of the University of Maine" (H. P. 263) (L. D. 74) reported same in a new draft (H. P. 1821) under same title and that it "Ought to pass."

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

#### Ought to Pass

Mr. Cowan from the Committee on Banks and Banking reporting "Ought to pass" on Bill "An Act relating to the Provident Loan Company" (H. P. 854) (L. D. 313)

Mr. Robbins from the same Committee reported same on Bill "An Act relating to Loan and Building Associations" (H. P. 1139) (L. D. 454)

Mr. Varney from the Committee on Judiciary reported same on Bill "An Act relating to Payment to the County Law Library of York County" (H. P. 900) (L. D. 356)

Same gentleman from same Committee reported same on Bill "An Act to Amend the Fair Trade Act" (H. P. 557) (L. D. 228)

Reports were read and accepted.

#### First Reading of Printed Bills and Resolve

Bill "An Act to Amend the Charter of the Gray Water District" (H. P. 513) (L. D. 166)

Bill "An Act to Extend the Charter of the Central Aroostook Railway Company" (H. P. 577) (L. D. 202)

Bill "An Act relating to Registration Fees for Apothecaries" (H. P. 936) (L. D. 326)

Resolve in favor of Sylvia A. Martin of Eagle Lake (H. P. 1805) (L. D. 986)

Bills were read twice, Resolve read once, and tomorrow assigned.

#### Passed to be Engrossed

Bill "An Act to Permit Charles Hayden Foundation to be and become a Limited Partner in Hayden, Stone & Co. and to Authorize said Firm to Conduct Business under said Name" (S. P. 62) (L. D. 35)

Sent up for concurrence.

Bill "An Act relating to Town Clerks" (H. P. 244) (L. D. 60)

Mr. Payson of Portland offered House Amendment "A" and moved its adoption:

House Amendment "A" to H. P. 244, L. D. 60, Bill, "An Act relating to Town Clerks."

Amend said Bill by inserting in the eleventh line of Section 19 after the word "mortgage" the words "or other document given as security for the payment of money or the performance of an obligation"

Further amend said Bill by inserting in the thirteenth line after the word "mortgage" the words "or other document given as security for the payment of money or the performance of an obligation"

Thereupon, House Amendment "A" was adopted, and the bill had its third reading and was passed to be engrossed, as amended.

#### Passed to be Engrossed—Continued

Bill "An Act relating to Removal of Paupers from Towns wherein They Have no Settlement" (H. P. 245) (L. D. 61)

Bill "An Act relating to Removal of Paupers" (H. P. 246) (L. D. 62)

Bill "An Act relating to Removal of Paupers" (H. P. 488) (L. D. 183)

Bill "An Act relating to Pauper Settlements" (H. P. 552) (L. D. 189)

Bill "An Act relating to the All Maine Fair Association" (H. P. 670) (L. D. 245)

Bill "An Act relating to Apportionment of School Equalization Fund" (H. P. 673) (L. D. 248)

Bill "An Act to Incorporate the city of Presque Isle" (H. P. 683) (L. D. 267)

Bill "An Act to Incorporate the Presque Isle Water District" (H. P. 921) (L. D. 308)

Bill "An Act Validating Acts of Boothbay Harbor and Southport" (H. P. 1177) (L. D. 494)

Bill "An Act relating to the Harrison Mutual Fire Insurance Company" (H. P. 1185) (L. D. 456)

Bill "An Act Authorizing Cities and Towns to Raise Money for Certain Purposes" (H. P. 1330) (L. D. 538)

Bill "An Act relating to Exemption of Polls and Estates from Taxation, of Veterans of the Philippine Insurrection" (H. P. 1344) (L. D. 531)

Bill "An Act relating to Payment to State of Teachers' Retirement Association Deductions" (H. P. 1409) (L. D. 603)

Bill "An Act relating to Set-offs against Taxes" (H. P. 1808) (L. D. 981)

Bill "An Act relating to Operators' Licenses" (H. P. 1809) (L. D. 982)

Resolve in favor of George H. Larrabee of Portland (H. P. 1147) (L. D. 978)

Resolve in favor of the town of Nobleboro (H. P. 1806) (L. D. 979)

Resolve in favor of Allen C. Reed and Warren Reed of Boothbay Harbor (H. P. 1807) (L. D. 980)

Resolve relating to the Digging of Clams in the town of Brooksville (H. P. 1810) (L. D. 983)

Resolve relating to the Digging of Clams in the town of Sedgwick (H. P. 1811) (L. D. 984)

Resolve relating to the Digging of Clams in the town of Brooklin (H. P. 1812) (L. D. 985)

Sent up for concurrence.

Additional papers from the Senate, out of order and under sus-

pension of the rules, disposed of in concurrence.

### Orders of the Day

On motion by Mr. Dow of Norway, the House voted to take from the table the third unassigned matter, Bill, "An Act Granting Concurrent Jurisdiction to Probate Courts in Divorce Cases" (H. P. 1790) tabled on February 22nd by that gentleman, pending reference

Mr. SLOSBERG of Gardiner: Mr. Speaker, inasmuch as the matter covered by this bill is before the House in another bill, I ask leave to withdraw House Paper 1790.

The SPEAKER: The gentleman from Gardiner, Mr. Slosberg, asks leave to withdraw House Paper 1790, Bill "An Act Granting Concurrent Jurisdiction to Probate Courts in Divorce Cases." Is this the pleasure of the House?

Thereupon, premission was given Mr. Slosberg to withdraw the bill.

The SPEAKER: Are there any other matters that can be taken from the table at this time? If not, the Clerk will read the notices.

On motion by Mr. Dow of Eliot, Adjourned until ten o'clock tomorrow morning.