

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

SENATE

Tuesday, February 7, 1939.

The Senate was called to order by the President.

Prayer by the Reverend John W. Poole of Gardiner.

Journal of Thursday, February 2, 1939 read and approved.

Papers from the House disposed of in concurrence.

From the House:

Bill "An Act Relating to Marking Certain Highways." (H. P. 933) (L. D. 366)

In the House, referred to the Committee on Motor Vehicles.

In the Senate, on motion by Mr. Graves of Hancock, tabled pending reference in concurrence.

From the House:

Bill "An Act to Require Annual Registration of Osteopathic Physicians." (H. P. 708) (L. D. 261)

In the House, referred to the Committee on Public Health.

In the Senate, on motion by Mr. Dow of Franklin, tabled pending reference in concurrence.

Additional papers from the House disposed of in concurrence.

Communication**STATE OF MAINE**

House of Representatives
Augusta

February 2, 1939.

Hon. Royden V. Brown
Secretary of the Senate,
State House,
Augusta, Maine.

Sir:

This is to inform you that the Speaker of the House appointed Mr. Maxim of Portland as delegate to the Taxation Conference to be held in Boston on February 3, pursuant to a Joint Order passed in the House on February 1 and passed in concurrence in the Senate on February 2.

Very truly yours,

HARVEY R. PEASE,

Clerk of the House.

Which was read and accepted and placed on file.

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

Appropriations and Financial Affairs

Mr. Chamberlain of Penobscot presented bill "An Act Providing State Services for the Blind." (S. P. 248)

(500 copies ordered printed)

Sent down for concurrence.

Claims

Mr. Marden of Kennebec presented "Resolve Granting a Bonus to Albert Arthur Pouliotte." (S. P. 249)

Mr. Chase of Piscataquis presented "Resolve in Favor of the Town of Willimantic; to Reimburse for the Support of Marshall Lovejoy and Family; State Paupers." (S. P. 250)

(500 copies of each ordered printed.)

Sent down for concurrence.

Inland Fisheries and Game

Mr. Worthen of Penobscot presented by request "Resolve Regulating the Trapping of Muskrats in Unity Pond." (S. P. 251)

The same Senator presented by request bill "An Act Relating to Trapping Muskrats." (S. P. 252)

The same Senator presented by request "Resolve Regulating Trapping of Muskrats in Plymouth Pond." (S. P. 253)

The same Senator presented by request "Resolve Regulating the Trapping of Muskrats in Sourdabscook Stream." (S. P. 254)

Mr. Osgood of Oxford presented "Resolve Regulating Bass Season in Kezar Lake." (S. P. 255)

The same Senator presented "Resolve Regulating Fishing in Virginia Lake." (S. P. 256)

The same Senator presented "Resolve Regulating Fishing in Hobbs and Hanna Brooks." (S. P. 257)

Sent down for concurrence.

Judiciary

Mr. Thatcher of Penobscot presented bill "An Act to Amend the Charter of Lucerne-in-Maine Village Corporation." (S. P. 258)

(500 copies ordered printed)

Sent down for concurrence.

Legal Affairs

Mr. Marden of Kennebec presented bill "An Act Relating to Inheritance and Estate Tax Law." (S. P. 259)

Mr. Graves of Hancock presented bill "An Act Creating the Port Authority of Mount Desert." (S. P. 260)

The same Senator presented bill "An Act Relating to the Port of Northeast Harbor Authority." (S. P. 261)

Mr. Tompkins of Aroostook presented bill "An Act to Prohibit Officials of the Several Counties, Cities, Towns and Plantations from Having any Pecuniary Interest in the Contract Thereof." (S. P. 262)

(500 copies of each ordered printed.)

Sent down for concurrence.

Mr. Beckett of Washington presented bill "An Act Creating the Passamaquoddy District Authority." (S. P. 263)

(1500 copies ordered printed)

Sent down for concurrence.

Motor Vehicles

Mr. Tompkins of Aroostook presented bill "An Act Amending the Law Relating to the Width of Motor Vehicles." (S. P. 264)

Mr. Thatcher of Penobscot presented bill "An Act Repealing the Act Providing for a Five Percent Reduction in Motor Vehicle Registration Fees." (S. P. 265)

(500 copies of each ordered printed.)

Sent down for concurrence.

Pensions

Mr. Cony of Kennebec presented "Resolve Providing for a State Pension for Earl McMillan." (S. P. 266)

The same Senator presented "Resolve Providing for a State Pension for Mary H. Deehan, of Augusta." (S. P. 267)

Mr. Chase of Piscataquis presented "Resolve in Favor of Sadie E. Ballard of Sangerville." (S. P. 268)

The same Senator presented "Resolve Providing for a State Pension for Frank Ross, of Vanceboro." (S. P. 269)

Sent down for concurrence.

Public Utilities

Mr. Spear of Cumberland presented bill "An Act Relating to Transportation to Canneries of the Products of Vining and Cutting Plants." (S. P. 270)

(500 copies ordered printed)

Sent down for concurrence.

Salaries and Fees

Mr. Lewis of Lincoln presented bill "An Act Relating to the Clerk of

Courts of Lincoln County." (S. P. 271)

The same Senator presented bill "An Act Relating to the Lincoln Municipal Court." (S. P. 272)

(500 copies ordered printed)

Sent down for concurrence.

Sea and Shore Fisheries

Mr. Chase of Washington presented "Resolve Relating to Taking of Clams in Machiasport." (S. P. 273)

(500 copies ordered printed)

Sent down for concurrence.

Ways and Bridges

Mr. Osgood of Oxford presented "Resolve in Favor of the Town of Fryeburg." (S. P. 274)

Mr. Littlefield of York presented "Resolve in Favor of the Town of Alfred." (S. P. 275)

The same Senator presented "Resolve in Favor of the Town of Waterboro." (S. P. 276)

Mr. Beckett of Washington presented "Resolve in Favor of Township No. 31." (S. P. 277)

Mr. Osgood of Oxford presented "Resolve in Favor of the Town of Sweden." (S. P. 278)

Mr. Burns of Aroostook presented "Resolve in Favor of the Town of Houlton." (S. P. 279)

Mr. Marden of Kennebec presented "Resolve in Favor of the Town of Benton." (S. P. 280)

The same Senator presented "Resolve in Favor of the Town of Benton." (S. P. 281)

Sent down for concurrence.

Judiciary

Mr. Marden of Kennebec presented by request bill "An Act in Regard to Trial of Civil Actions at the Return Term." (S. P. 283)

The same Senator presented by request bill "An Act in Regard to Service of Writs." (S. P. 284)

The same Senator presented by request bill "An Act in Regard to New Trials on the Ground of Newly Discovered Evidence." (S. P. 285)

(500 copies of each ordered printed)

Sent down for concurrence.

Library

Miss Laughlin of Cumberland presented "Resolve for the Purchase of Five Hundred Copies of 'Vital Statistics of Georgetown.'" (S. P. 286)

(500 copies ordered printed)

Sent down for concurrence.

Mercantile Affairs and Insurance

Mr. Spear of Cumberland presented bill "An Act Relating to Insurance Brokers." (S. P. 287)
(500 copies ordered printed)
Sent down for concurrence.

Public Utilities

Mr. Marden of Kennebec presented bill "An Act to Extend the Charter of the Patten Water and Power Co." (S. P. 288)

The same Senator presented bill "An Act to Extend the Charter of the Vanceboro Water Company." (S. P. 289)

(500 copies of each ordered printed)

Sent down for concurrence.

Judiciary

The same Senator presented bill "An Act Relating to Source of Water Supply for Veterans' Administration Facility." (S. P. 290)
(500 copies ordered printed)

Sent down for concurrence.

Ways and Bridges

Mr. Thatcher of Penobscot presented "Resolve in Favor of the Road Between the Towns of Charleston and Garland." (S. P. 291)

Sent down for concurrence.

Pensions

Mr. Friend of Somerset presented "Resolve Providing for an Increase in State Pension for Roland Cleveland of Athens." (S. P. 292)

Sent down for concurrence.

Committee Reports

Mr. Burns from the Committee on Judiciary on bill "An Act to Establish the Van Buren Municipal Court." (S. P. 91) (L. D. 54) reported that the same ought to pass.

On motion by Mr. Burns, the bill was laid upon the table pending acceptance of the report.

Subsequently, on motion by the same Senator the bill was taken from the table, the report of the committee was accepted and the bill given its first reading.

Thereupon, the same Senator presented Senate Amendment A: "Senate Amendment A to Senate Paper 91, An Act to Establish the Van Buren Municipal Court. Senate Amendment A. That Section 7 in said Act be stricken therefrom."

Mr. BURNS of Aroostook: Mr. President, I move the adoption of

Senate Amendment A and in relation to my motion I will say that when this matter was considered by the Judiciary Committee it was reported out unanimously "Ought to Pass" with the understanding that I would delete from the bill Section Seven which has to do with referring matters in the Court to referees, and the purpose of my amendment is to act in conjunction with the committee in having Section Seven removed from the bill.

Thereupon, Senate Amendment A was adopted and the bill as so amended was tomorrow assigned for second reading.

The same Senator from the same Committee on 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. 31) (L. D. 9) reported that the same ought to pass.

Miss Laughlin from the same Committee bill "An Act Relating to Extradition," (S. P. 71) (L. D. 37) reported that the same ought to pass.

The same Senator from the same Committee on bill "An Act to Secure the Attendance of Witnesses from Without a State in Criminal Proceedings," (S. P. 70) (L. D. 38) reported that the same ought to pass.

Mr. Hill from the same Committee on bill "An Act to Make Uniform the Law on Fresh Pursuit and Authorizing This State to Cooperate with Other States Therein," (S. P. 92) (L. D. 56) reported that the same ought to pass.

Mr. Thatcher from the Committee on Motor Vehicles on bill "An Act to Promote Aviation in Maine," (S. P. 36) (L. D. 8) reported that the same ought to pass.

Mr. Worthen from the Committee on State Lands and Forest Preservation on bill "An Act Providing for the Administration and Control of Baxter State Park and Repealing the Act Creating the Baxter State Park Commission," (S. P. 115) (L. D. 94) reported that the same ought to pass.

The same Senator from the same Committee on bill "An Act Relating to Katahdin Park Game Preserve and Enlarging Same," (S. P.

116) (L. D. 95) reported that the same ought to pass.

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

Mr. Burns from the Committee on Judiciary on bill "An Act to Grant a New Charter to the Alumni Association of Bates College," (S. P. 50) reported that the same ought to pass.

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

Mr. Hill from the Committee on Judiciary on bill "An Act Relating to Carrying Concealed Weapons," (S. P. 72) (L. D. 43) reported the same in a new draft (S. P. 282) 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 to Provide for the Surrender by Town of Prentiss of Its Organization." (H. P. 33) (L. D. 25)

Bill "An Act to Grant a New Charter to the City of Lewiston." (S. P. 55) (L. D. 27)

(On motion by Mr. Boucher of Androscoggin tabled pending second reading.)

Bill "An Act Relating to Perpetual Care of Cemetery Lots." (S. P. 75) (L. D. 45)

Sent down for concurrence.

Orders of the Day

On motion by Miss Laughlin of Cumberland, the Senate voted to take from the table An Act Authorizing the Board of Registration of Nurses (S. P. 226), tabled by that Senator on February 2nd pending reference; and on further motion by the same Senator the bill was referred to the Committee on Judiciary.

Sent down for concurrence.

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

On motion by Mr. Findlen of Aroostook,

Adjourned until tomorrow morning at ten o'clock.