

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

Wednesday, February 22, 1939.

The Senate was called to order by the President.

Prayer by the Reverend A. T. McWhorter of Augusta.

Journal of yesterday read and approved.

From the House:

"Resolve in favor of Dillingham and Son, of Auburn." (H. P. 1784)

Comes from the House having been received by unanimous consent, and referred to the Committee on Claims.

In the Senate, the bill was received by unanimous consent and referred to the Committee on Claims in concurrence.

House Committee Reports

The Committee on Federal Relations on "Memorial to the Honorable Senate and House of Representatives of the United States of America in Congress Assembled Petitioning for Air Bases in Maine," (H. P. 539) reported that the same ought not to be adopted.

The same Committee on "Memorial to the Honorable Senate and House of Representatives in Congress Relative to Investigating of Railroad Rates," (H. P. 869) reported that the same ought not to be adopted.

The Committee on Salaries and Fees on bill "An Act Relating to the Livermore Falls Municipal Court," (H. P. 1203) (L. D. 417) reported that leave be granted to withdraw.

The Committee on Sea and Shore Fisheries on bill "An Act Limiting the Catching of Crabs," (H. P. 515) (L. D. 168) reported that the same ought not to pass.

Which reports were severally read and accepted in concurrence.

The Committee on Legal Affairs on bill "An Act Relating to the School Board of the City of Eastport," (H. P. 563) (L. D. 196) reported that the same ought to pass.

Comes from the House, report having been accepted, and subsequently recommitted to the Committee on Legal Affairs.

In the Senate, the bill was re-committed to the Committee on Legal Affairs in concurrence.

The Committee on Federal Relations on "Memorial to the Honorable Senate and House of Representatives of the United States of America in Congress Assembled, Requesting Subsidies for Maine Fishermen," (H. P. 870) reported the same in a new draft (H. P. 1780) under the same title, and that it ought to be adopted.

Which report was read and accepted in concurrence and the Memorial was adopted in concurrence.

The Committee on Judiciary on bill "An Act Relating to Responsibility for Injuries by Drunken Persons," (H. P. 282) (L. D. 89) reported that the same ought to pass.

The same Committee on bill "An Act Relating to the Printing of Ballots," (H. P. 913) (L. D. 317) reported that the same ought to pass.

The same Committee on bill "An Act Relating to Trustees and Their Confirmation and Accounting in Probate Courts," (H. P. 280) (L. D. 87) reported the same in a new draft (H. P. 1756) (L. D. 858) under the same title and that it ought to pass.

The same Committee on bill "An Act Relating to Political Advertisements at or Near Polling Places," (H. P. 497) (L. D. 151) reported the same in a new draft (H. P. 1759) (L. D. 930) under the same title and that it ought to pass.

The Committee on Legal Affairs on bill "An Act to Amend the Charter of the Belfast Municipal Court in Regard to Name of Court and as to Who Shall Provide a Suitable Room in Which to Hold Said Court," (H. P. 506) (L. D. 160) reported that the same ought to pass.

The same Committee on bill "An Act to Amend the Charter of the Belfast Municipal Court Regarding Service and Return of Writs," (H. P. 505) (L. D. 159) reported that the same ought to pass.

The same Committee on bill "An Act Authorizing City of Augusta to Permit Extension of Buildings over Front Street," (H. P. 387) (L. D. 105) reported the same in a new draft (H. P. 1757) (L. D. 857) under the same title and that it ought to pass.

The Committee on State Lands and Forest Preservation on "Resolve Authorizing the Sale of State's Interest in Certain Lands, in Township No. 17," (H. P. 2) (L. D. 1) reported that the same ought to pass.

The same Committee on "Resolve

Granting Authority to the Forestry Department to Convey Certain Land to Alex J. Latno of Old Town," (H. P. 585) (L. D. 931) reported that the same ought to pass.

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

Communication

UNITED STATES SENATE Committee on Appropriations

February 18, 1939.

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

Dear Mr. Secretary:

I acknowledge receipt of your letter of February 16th enclosing a joint order recently passed by both branches of the Legislature. I shall be glad to call a meeting of the Maine Delegation within a short time and present the matter contained in the order to them.

Very truly yours,

FREDERICK HALE. (S. P. 433)

Which was read and accepted and ordered placed on file.

Sent to the House.

Referred to Committees

The following petition, remonstrance and bill were received and on recommendation by the Committee on Reference of Bills were referred to the following Committees:

Motor Vehicles

Mr. Marden of Kennebec presented petition of J. J. Hennings and nine others of Waterville favoring a reduction in Cost of Registering Motor Vehicles. (S. P. 432)

Sent down for concurrence.

Taxation

Mr. Cony of Kennebec presented remonstrance of Edwin P. Ladd and 215 others of Gardiner and vicinity Opposing any Increase in the Gasoline Tax." (S. P. 424)

Sent down for concurrence.

Legal Affairs

Mr. Burns of Aroostook presented petition of William B. Gibson and 669 others of Houlton in favor of

bill "An Act to Provide a Town Manager Form of Government for the Town of Houlton." (S. P. 425)

Sent down for concurrence.

The following bills and resolves were transmitted from the Revisor of Statutes under Joint Order previously passed and on recommendation by the Committee on Reference of Bills were referred to the following Committees:

Indian Affairs

Mr. Kennedy of Hancock presented "Resolve Appropriating Money for Drilling Artesian Wells in the Town of Perry." (S. P. 426)

(500 copies ordered printed.)

Sent down for concurrence.

Motor Vehicles

Mr. Cony of Kennebec presented bill "An Act Relating to the Use of Head-lights." (S. P. 427)

(500 copies ordered printed.)

Sent down for concurrence.

Taxation

Mr. Sanborn of Cumberland presented by request bill "An Act Imposing a Tax upon the Transfer of Certain Property." (S. P. 428)

(500 copies ordered printed.)

Sent down for concurrence.

Temperance

Mr. Marden of Kennebec presented bill "An Act Enlarging the Discretionary Powers of the Liquor Commission." (S. P. 429)

(500 copies ordered printed.)

Sent down for concurrence.

Ways and Bridges

Mr. Osgood of Oxford presented "Resolve in Favor of the Town of Hiram." (S. P. 430)

Mr. Spear of Cumberland presented "Resolve in Favor of the Town of Brunswick." (S. P. 431)

Sent down for concurrence.

Senate Committee Reports

Mr. Hill from the Committee on Judiciary on 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) reported that the same ought to pass.

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

Passed to be Engrossed

Bill "An Act Ratifying the Conveyance of Certain Land and Buildings in Thomaston." (H. P. 139) (L. D. 50)

Bill "An Act Relating to Corporations." (H. P. 281) (L. D. 88)

"Resolve Regulating Fishing in Certain Waters in Auburn." (H. P. 473) (L. D. 144)

Bill "An Act to Incorporate the Charles A. Dean Memorial Hospital." (H. P. 922) (L. D. 361)

Bill "An Act to Amend the Charter of the York Beach Village Corporation." (H. P. 926) (L. D. 364)

Bill "An Act Relating to the York Beach Village Corporation." (H. P. 927) (L. D. 365)

Bill "An Act Conferring Additional Powers on Domestic Insurance Companies." (H. P. 929) (L. D. 320)

Bill "An Act to Clarify the Meaning of the Law Regulating Mutual Insurance Companies." (H. P. 930) (L. D. 321)

Bill "An Act Relating to the Charter of the Aroostook Mutual Fire Insurance Company." (H. P. 1184) (L. D. 455)

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

Bill "An Act Relating to Licenses for Dogs." (H. P. 924) (L. D. 318)

Mr. HILL of Cumberland: Mr. President, for the purpose of preparing an amendment which is purely of a technical nature and which I think would be acceptable to all I move that this bill be laid upon the table pending passage to be engrossed.

Bill "An Act to Provide Compensation for Indian Representatives to the Legislature." (S. P. 417) (L. D. 879)

(On motion by Mr. Beckett of Washington, tabled pending second reading.)

Bill "An Act Relative to Taking Tuna." (S. P. 418) (L. D. 877)

Which bill was read a second time and passed to be engrossed.

Sent down for concurrence.

Orders of the Day

On motion by Miss Laughlin of Cumberland, the Senate voted to reconsider its action taken yesterday

whereby bill, An Act Relative to Depositing Slabs, Edgings, Sawdust in Streams (H. P. 1589) (L. D. 864) was referred to the Committee on Interior Waters in non-concurrence.

Miss LAUGHLIN of Cumberland: Mr. President, having since learned that two other bills on the same subject involving legal questions have been referred to the Judiciary Committee, I now move this bill be referred to the Judiciary Committee in concurrence.

Thereupon, the bill was referred to the Judiciary Committee in concurrence.

On motion by Mr. Spear of Cumberland, the Senate voted to take from the table bill, An Act Relative to Pollution of Inland Waters (H. P. 1582) (L. D. 855), tabled by that Senator on February 21st pending reference in concurrence; and on further motion by the same Senator that bill was referred to the Committee on Judiciary in concurrence.

Order

(Out of Order)

On motion by Mr. Tompkins of Aroostook it was

ORDERED, that five hundred copies be printed of the following: Senate Paper 41, An Act Providing for Taxation of Individuals, of Partnerships and Franchises of Corporations; Senate Paper 42, An Act Relating to Licenses for Retail Stores and to Equalize the Business Opportunities in the State of Maine; Senate Paper 43, An Act Relating to Licenses for Retail Stores and to Equalize the Business Opportunities in the State of Maine.

On motion by Mr. Friend of Somerset the Senate voted to take from the table bill, An Act Providing for Contributions by Cities and Towns for Old Age Assistance (S. P. 339) tabled by that Senator on February 9th pending reference; and on further motion by the same Senator the bill was referred to the Committees on Taxation, Pensions, Appropriations and Financial Affairs, jointly, and 1000 copies ordered printed.

Sent down for concurrence.

On motion by Mr. Chamberlain of Penobscot the Senate voted to take from the table House Report from

the Committee on Judiciary "Ought Not to Pass" on bill, An Act Relative to Errors in Records, Tax Lists, Descriptions of Real Estate, and Returns, How Amended (H. P. 555) (L. D. 226) tabled by that Senator on February 1st pending acceptance of the report in concurrence; and on further motion by the same Senator the report was accepted in concurrence.

On motion by Mr. Osgood of Oxford the Senate voted to take from the table bill, An Act Relating to the Milk Control Board (H. P. 1531)

(L. D. 859) tabled by that Senator on February 1st pending reference in concurrence; and on further motion by the same Senator the bill was referred to the Committee on Agriculture in concurrence.

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

On motion by Mr. Littlefield of York,

Adjourned until tomorrow morning at ten o'clock.