

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

that the bill be indefinitely postponed,

A viva voce vote being taken,

The motion was lost.

The bill was then passed to be engrossed.

The SPEAKER: The next matter for consideration is bill, An Act to create a Public Utilities Commission, prescribe its powers and duties and provide for the regulation and control of public utilities. The pending question is the first reading of the bill.

Mr. WHEELER of Paris: Mr. Speaker, I rise at the present moment for the purpose of making a motion that this matter, Senate Document No. 453, be specially assigned for consideration, tomorrow; and I hope there will be time for the reception of amendments, if any are to be presented, at the present time so that they may be printed and also assigned for consideration with the bill at the session, tomorrow morning.

The SPEAKER: Before the motion is put the Chair will state that under the order passed by the House the time for the introduction of amendments is limited to this session.

Mr. SANBORN of South Portland: Mr. Speaker, if in order I wish at this time to offer three several amendments which have been handed to me, and in this action to reserve the right to oppose any or all of them if upon examination such a course seems proper.

The SPEAKER: The Chair will state that it is proper, and the Chair will receive the amendments.

Mr. Sanborn of South Portland then offered House Amendment A, as follows:

"Amend Section 28 in line 3 of the printed document by inserting after the word "utility" in the third line, the words "of the kind named in Section 27."

Mr. Sanborn of South Portland then offered House Amendment B, as follows:

"Amend Sec. 19 of Senate Bill No. 453 by adding at the end of said section the words "except schedules of utilities under the control of the Interstate Commerce Commission, which last named schedules of rates, tolls and

charges shall be those in force, September 1, 1913."

Mr. Sanborn of South Portland then offered House Amendment C, as follows:

Amend Section 9 of Senate Bill No. 453 by inserting after the word "power" in the 87th and 91st lines the words "public use."

Mr. Kehoe of Portland then offered House Amendment D, as follows:

"Amend Section 2 of said bill by striking out the words 'seven years' in the ninth line thereof and substituting therefor the words 'until the first Wednesday of January, A. D. 1919, or until his successor shall have been chosen and qualified;' also by striking out the words 'five years and three years' in the tenth line of said section and substituting therefor the words 'until the first Wednesday of January, A. D. 1917, or until his successor shall have been chosen and qualified and until the first Wednesday of January, A. D. 1915, or until his successor shall have been chosen and qualified.' Also by striking out the words in the 12th, 13th and 14th lines of said section 'Each member thereafter appointed shall hold office for seven years,' and inserting the following: 'After the appointment by the Governor of the first commission, its members shall be elected by popular vote in the following manner. at each regular State election one member of the commission shall be chosen by plurality vote. The nomination and election of such commissioner shall be governed by the same laws which govern the nomination and election of the Governor and State auditor. The term of office of each commissioner so elected shall be six years, beginning on the first Wednesday of January, immediately following the date of such State election.'

Mr. Kehoe of Portland then offered House Amendment E, as follows:

"Amend Section 9 of said bill by adding after the word "state" in line 137 of said section, the words "but the provisions of this act shall not apply to any water company owned or operated by any municipality, village corporation or water district."

Mr. Kehoe of Portland then offered House Amendment F, as follows:

"Amend Section 9 of said act by adding after the word "others" in the 99th line thereof, the words "But the provisions of this act shall not apply to any electrical company owned or operated by any municipality, village corporation or lighting district."

Mr. Kehue of Portland then offered House Amendment G, as follows:

Amend Section 27 of said act by adding at the close of said Section "But nothing in this section shall be construed as forbidding municipalities, village corporations or lighting and heating districts from making, generating, selling, distributing and supplying gas or electricity or both, within the limits of said municipalities, corporations or districts, whether any corporation is already furnishing or is authorized to furnish a similar service within said limits or not."

Mr. Maybury of Saco then offered House Amendment H, as follows:

"Amend Section 1 by striking out the first line thereof, all of the second line and all of the third line to the word "which" and inserting in lieu thereof the following:

"This Legislature shall choose three commissioners, one of whom shall be a Republican, another a Democrat and the third a Progressive, and the Legislature shall designate which one thereof shall be chairman."

Mr. Maybury of Saco then offered House Amendment I, as follows:

"Amend Section 2 by striking out in the ninth line the word 'seven' and inserting in lieu thereof the word 'six.'

"Amend Section 2 by striking out in the 19th line the word 'five' and inserting in lieu thereof the word 'four' and by striking out in the same line the word 'three' and inserting in lieu thereof the word 'two.'

"Amend Section 2 by striking out the word 'Governor' in the 12th line and inserting in lieu thereof the word 'Legislature.'

"Amend the same line in the same Section by striking out the word 'appointments' and inserting in lieu thereof the word 'selections.'

"Amend the same Section further by striking out the word 'seven' in the 13th line thereof and inserting in lieu thereof the word 'six.'

"Amend the same Section further by adding after the word 'appointment' in the 15th line these words 'providing said vacancy shall occur during a session of the Legislature but in case the vacancy shall occur between sessions of the Legislature then the Governor shall appoint a commissioner of the same political party to serve as such until the Legislature next ensuing shall have chosen his successor' and by striking out the word 'but' in the 15th line and all of the 16th and 17th lines of said action."

Mr. Eaton of Oxford then offered House Amendment J, as follows:

"Amend Section 9 at the end of the line 137 by adding these words: 'Except municipalities and water districts.'

Mr. Newbert of Augusta then offered House Amendment K, as follows:

"Amend said act by striking out Section 28 and by renumbering Sections 29 to 73 inclusive so that said section will be numbered from 28 to 72 inclusive.

Mr. Austin of Phillips then offered House Amendment L, as follows:

"Amend Section 19 of Senate Bill No. 453 by striking out the last sentence of said section, and inserting in lieu thereof the following words: "The rates, tolls, charges shown on the schedules first to be filed shall be the rates, tolls and charges in force when this act goes into full effect."

Mr. Quinn of Millinocket then offered House Amendment M, as follows:

"Amend Section 30 by inserting after the word "any" in the second line thereof the words "public official."

Mr. Quinn of Millinocket then offered House Amendment N, as follows:

Amend Section 32 by inserting after the word "any" in the first line thereof the words "public official."

Mr. Quinn of Millinocket then offered House Amendment O, as follows:

Amend Section 31 by inserting after the word "any" in the second line thereof the words "public official."

The SPEAKER: The Chair will state that under the order passed by the House the time for the reception of amendments to this bill is limited

to the session of Thursday morning. Are there any further amendments to be offered.

Mr. SANBORN of South Portland: Mr. Speaker, I move that the time for receiving amendments be declared closed, and that the bill with the amendments be laid upon the table and specially assigned for consideration tomorrow morning.

The motion was agreed to.

The SPEAKER: The next matter for consideration is resolve for an amendment to the Constitution providing for the classification of prop-

erty for the purposes of taxation. The pending question is the final passage of the resolve.

Mr. HODGDON of North Yarmouth: Mr. Speaker, this is an important matter, and in order that the members of the House may have more time to acquaint themselves with the purposes of this resolve, I move that it be laid upon the table and specially assigned for consideration on Tuesday of next week.

The motion was agreed to.

On motion by Mr. Eaton of Oxford. Adjourned.