

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)

ACTS AND RESOLVES
OF THE
SIXTIETH LEGISLATURE

OF THE
STATE OF MAINE.

1881.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA :
SPRAGUE & SON, PRINTERS TO THE STATE.
1881.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1881.

Chapter 79.

CHAP. 79.

An act to enforce returns and publication of statements by Corporations.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECT. 1. Section twenty-three of chapter forty-six of the revised statutes is hereby amended by striking out all after the word "state" in the sixth line, so that said section as amended shall read as follows :

Sec. 23, ch. 46, R. S., amended.

'SECT. 23. A deposit of the return required in the two preceding sections in a post office, postage paid, properly directed, is to be a compliance. For the neglect or refusal of its officer to make such return, the corporation forfeits five hundred dollars, to be recovered in an action of debt, one-half to the use of the prosecutor and the other to the state.'

Deposit of return in post office, sufficient.

Penalty for neglect.

SECT. 2. Whenever any corporation or its officers shall neglect to make to the secretary of state any return required by law, the secretary of state shall forthwith notify the attorney general thereof, and the attorney general shall thereupon proceed at once, by an action of debt in the name of the state, to enforce and recover for the state the penalties provided by law. Such action may be brought in any county in the state. In addition to the penalties provided by law in such cases, the following costs shall be recovered in behalf of the state against said corporation, to wit: for the attorney general for the writ, an attorney fee, and travel and attendance at court not exceeding two terms, and for the state such other costs as are legally taxable in actions at law.

Secretary of state to notify attorney general of neglect of corporations to make returns.

Attorney general to bring action.

SECT. 3. If at any time within thirty days from the commencement of the action under section one of this act, such corporation shall make to the secretary of state the returns required by law, the secretary of state shall forthwith notify the attorney general, and he shall discontinue such suit upon the payment to him of the costs already accrued.

If returns are made within 30 days of commencement of action, suit shall be discontinued.

SECT. 4. If any officer of a corporation, charged by law with the duty of making and causing to be published any statement in regard to such corporation, shall neglect so to do, such officer, in addition to penalties already provided, shall forfeit the sum of five hundred dollars, to be recovered by action of debt, or action on the case, to the use of the person suing therefor.

Forfeiture for neglect to publish statements in regard to corporations.