

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-eighth and Eighty-ninth
Legislatures

OF THE

STATE OF MAINE

From April 24, 1937 to April 21, 1939

AND

MISCELLANEOUS STATE PAPERS

Published by the Secretary of State, in conjunction
with the Revisor of Statutes in accordance with the
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-ninth Legislature

1939

any time after the granting of such license, for cause shown, and after a hearing, determine that any person so licensed is unsuitable to act as an adjuster and shall thereupon revoke such license and shall notify the adjuster of such revocation.'

Sec. 10. R. S., c. 60, § 138, amended. Section 138 of chapter 60 of the revised statutes is hereby amended to read as follows:

'Sec. 138. Insured person not to accept rebates, special favor or inducement. No insured person, firm, or corporation shall knowingly receive or accept, directly or indirectly, any rebate of premium or part thereof, or agent's, solicitor's, or broker's commission thereon payable on any policy of life, personal accident or health insurance, or any special favor or advantage in the dividend or other benefit to accrue thereon; nor shall any such person, firm, or corporation receive anything of value as inducement to such insurance or in connection therewith, which is not specified, promised, or provided for in the policy of insurance.'

Approved March 24, 1939.

Chapter 102

AN ACT Relating to Bonds for Town Treasurers, Tax Collectors and Constables.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c. 5, § 21, amended. Section 21 of chapter 5 of the revised statutes is hereby amended to read as follows:

'Sec. 21. Treasurer to give corporate bond; amount; office of treasurer vacant if bond not filed seasonably; vacancy; approval of bond and record; condition on which personal bond shall be accepted; premium on bond a proper expense of town. The treasurer before entering upon ~~the discharge~~ of his official duties, shall give a corporate surety bond to the inhabitants of his town with such sureties and for such sum as shall be designated by the municipal officers, not exceeding, however, twice the amount of the taxes to be collected during the year for which he is treasurer, conditioned for the faithful discharge of all the duties and obligations of his office. If such bond is not furnished and delivered to the municipal officers within 10 days after written demand by the municipal officers on the treasurer therefor, the office of treasurer shall be deemed vacant, and the town or plantation, at any meeting of its inhabitants legally called, may elect a treasurer to fill the vacancy, or the municipal officers may fill the vacancy by written appointment which shall be recorded by the clerk in the town

CHAP. 103

records; provided, however, that the treasurer may furnish a bond signed by individuals if such individuals submit to the municipal officers a detailed sworn statement as to their personal financial ability which shall be found acceptable by the municipal officers. The municipal officers shall be the sole judges of the sufficiency of such bond and sureties. Such bond, after its approval and acceptance by the municipal officers, shall be recorded by the clerk, and such record shall be prima facie evidence of the contents of such bond, but a failure to so record shall be no defense in any action upon such bond. ~~The municipal officers may accept any surety company authorized to do business in the state, as surety on such bond, and dispense with any further surety or sureties thereon.~~ Any town or plantation may lawfully vote, at its annual meeting, to raise money to be expended by its treasurer, under the direction of ~~the~~ its municipal officers, for the purpose of purchasing from any surety company authorized to do business as aforesaid, the bond required by this section.'

Sec. 2. R. S., c. 14, § 14, amended. Section 14 of chapter 14 of the revised statutes is hereby amended to read as follows:

'Sec. 14. Collector to give corporate surety bond; condition on which personal bond shall be accepted. The assessors shall require such constable or collector to give a corporate surety bond for the faithful discharge of his duty, to the inhabitants of the town, in ~~such~~ the sum, and with such sureties, as the municipal officers approve; and bonds of collectors of plantations shall be given to the inhabitants thereof, approved by the assessors, with like conditions; provided, however, that the constable or collector may furnish a bond signed by individuals if such individuals submit to the municipal officers a detailed sworn statement as to their personal financial ability, which shall be found acceptable by the municipal officers.'

Approved March 24, 1939.

Chapter 103

AN ACT Relating to the Merchant or Marine Flag.

Be it enacted by the People of the State of Maine, as follows:

R. S., c. 2, additional. Chapter 2 of the revised statutes is hereby amended by adding thereto a new section to be numbered 2-A, and to read as follows:

'Sec. 2-A. Merchant and marine flag. The flag to be known as the merchant and marine flag of the state shall be of white, at the top of which