

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
Resolves of the Legislature approved June 28, 1820,
March 18, 1840, March 16, 1842 and Acts approved
August 6, 1930 and April 2, 1931.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1939

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-ninth Legislature

1939

Sec. 21-B. Sales for speculative or investment purposes prohibited. The sale of cemetery lots and plots, or the sale of crypts in a community mausoleum or niches in a columbarium, for speculative or financial investment purposes, or the conveyance of any portion of a cemetery already dedicated to burial purposes as security for debt, is hereby prohibited, and every such conveyance, whether made by a person, or by a cemetery association, or company or association owning and operating a community mausoleum, crematory or columbarium, or by any holding, development or subsidiary company, shall be void and of no effect. Whoever makes or attempts to make a sale or conveyance contrary to the provisions of this section shall be guilty of a misdemeanor and punishable as provided in section ~~20~~ 24 of this ~~act~~ chapter. ~~The provisions of this section shall not apply to any cemetery now organized and operating.~~

Approved April 6, 1939.

Chapter 168

AN ACT Relating to the Licensing of Aircraft.

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

Sec. 1. P. L., 1933, c. 265, amended. Chapter 265 of the public laws of 1933 is hereby amended by adding at the end thereof the following:

'Whoever violates any of the provisions of this act shall be punished by a fine of not more than \$100, or by imprisonment for not more than 3 months.'

Sec. 2. Sovereignty in space, defined. Sovereignty in the space above the lands and waters of the state is declared to rest in the state, except where granted to and assumed by the United States pursuant to a constitutional grant from the people of this state.

Approved April 6, 1939.

Chapter 169

AN ACT Relating to Inspection of Motor Vehicles.

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

Sec. 1. Inspection of motor vehicles, regulated. Every person who is the owner or in control of a motor vehicle registered and operated upon the highways of the state shall submit such vehicles for semiannual in-

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spection as hereafter provided, to determine the proper adjustment and sufficiency of the following required equipment: brakes, lights, running gear, wheels, tires, horns, windshields, mechanical windshield wipers, rear-view mirrors, reflectors and mufflers.

Such inspection shall be made during the months of May and November of each year at an official inspection station, duly appointed and certified as such by the secretary of state. If, at the time of such inspection and before the said vehicle is again operated upon the highway, the condition of said vehicle conforms in each and every respect as required by law, an official sticker as a certificate of inspection furnished by said secretary shall be placed in the upper right-hand corner of the windshield or in the center of the windshield back of the rear mirror. Said inspection shall not apply to motor vehicles owned and registered in another state, provided proper proof is shown of an inspection of such motor vehicle within the period of 6 months prior thereto.

No dealer shall permit any motor vehicle owned or controlled by him to be released for operation upon the highways until it has been inspected as hereinbefore provided and bears the proper certificate.

It shall be unlawful for any person to operate upon the highway any motor vehicle which has not been inspected and bears such a certificate.

Sec. 2. Certain garages may be licensed as official inspection stations. Upon written application giving such description of the garage and its equipment as may be required by the secretary of state, the secretary may license such garage as an official inspection station located as to convenience the public for the purposes of carrying out the provisions of section 1 hereof. No application as an official inspection shall be made unless garage and equipment shall comply with the provision of the secretary, to wit: a garage building to be used as an inspection station shall be at least 40 feet in length, and shall have a level floor and shall be equipped with a screen or chart for the purpose of testing lights, and with tools and machinery necessary to make repairs to motor vehicles. Before granting an application for license as an official inspection station the premises shall be examined by a member of the state police, and the operator investigated as to his reliability and fitness for such appointment.

Sec. 3. Fee. The operator of any official inspection station shall conduct the inspection of motor vehicles presented to him for that purpose in accordance with the rules and regulations promulgated by the secretary of state, for which he shall receive a fee of 50c for each car inspected, this sum not to include labor or material used in correction of faults in equipment.