

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

such autopsy tending to show the manner and cause of death, which record shall be signed by himself and the witnesses who have attended, who shall in addition to their names subscribe their address and place of business. In case at the time of finding of such body there be no medical examiner available within the county by reason of vacancy in the office, incapacity or absence from the county, any medical examiner in an adjoining county may be notified whose duty it shall be to attend and perform all duties prescribed by this chapter as though he were a medical examiner within the county.'

Sec. 4. R. S., c. 151, § 4, amended. Section 4 of chapter 151 of the revised statutes is hereby amended to read as follows:

'Sec. 4. Notice to attorney general; return of death to town clerk. ~~If upon~~ Immediately after such view with personal inquiry or autopsy as is required by the preceding section, the medical examiner ~~is of the opinion that the death of the person was caused by violence, criminal or otherwise,~~ he shall at once so notify the county attorney and the attorney general, and file with ~~each~~ the county attorney of the county in which the body is found and with the attorney general a duly attested copy of the record of the case. He shall also make a return of the death of such person to the city or town clerk as required by law, which shall be supplemented with a personal description of the deceased for identification.'

Sec. 5. Effective date. This act shall take effect January 1, 1941.

Approved April 19, 1939.

Chapter 242

AN ACT Regulating Automobile Finance Business.

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

Sec. 1. Financing of time sales on motor vehicles; license; fee; refusal to issue or renew; appeal. Any person, firm or corporation, except a savings bank, trust company, national bank or any other bank which is under the supervision of the bank commissioner, the principal place of business and home office of which is in this state, desiring to conduct the business of financing time sales on motor vehicles shall annually make application to the insurance commissioner for a license to conduct said business and said application shall be made on forms prepared and furnished by the insurance commissioner and shall state such information as may be asked for thereon. The insurance commissioner shall examine the facts stated in said application for license and may issue or renew a license to said

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applicant authorizing said applicant to engage in said business. Said licenses shall expire on the 30th day of June of each calendar year. All applications for such licenses shall be accompanied by a fee of \$50, which said fee shall be returned in the event that application is denied. If the insurance commissioner, after investigation, shall find that the applicant is not of good repute or has been guilty of fraudulent or unfair business practices or misrepresentations to the public, he may refuse to issue or renew the license so applied for and he shall in writing notify the applicant of his failure to approve of said application and to issue or renew a license based thereon, and shall also state in writing his reasons for said refusal. If said refusal shall be to renew a license previously issued, said refusal shall not become effective until 15 days from the date thereof, and the license previously issued shall continue in full force and effect during said period of 15 days notwithstanding that said period may extend beyond the 30th day of June. Any applicant receiving from the insurance commissioner notice of his refusal to so issue or renew a license to said applicant may within 60 days after the receipt of said notice file an appeal to the superior court in and for the county in which the applicant has a place of business, and if said appeal shall be from the refusal of the insurance commissioner to renew a license previously issued, such license shall continue in full force and effect pending final decision on said appeal notwithstanding that said period may extend beyond the 30th day of June. After such notice as it shall order and upon hearing, said court shall determine whether or not the reasons assigned by the commissioner for said refusal are valid and said court shall thereupon sustain or reverse the ruling of the insurance commissioner. If said court shall find that the reasons assigned by the insurance commissioner for his refusal to issue or renew said license are not sufficient, and shall reverse the decision of said insurance commissioner, the insurance commissioner shall immediately issue the license or renewal of license so applied for. The insurance commissioner may, after notice and hearing, revoke or suspend any license issued by him, which said order of revocation or suspension shall become effective at the end of 15 days from the date of issuance, and said licensee shall have the same right to an appeal from such suspension or revocation as is above provided. Pending final decision on any appeal from an order revoking or suspending any license previously issued, the license shall continue in full force and effect.

Sec. 2. Penalty. Any person conducting the business of financing time sales on motor vehicles without being licensed by the insurance commissioner shall be punished by a fine of not more than \$500, or by imprisonment for not more than 30 days, or by both such fine and imprisonment.

Approved April 19, 1939.