

MAINE STATE LEGISLATURE

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DOCUMENTS

PUBLISHED BY ORDER OF

THE LEGISLATURE

OF THE

STATE OF MAINE.

1867.

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1867.

FORTY-SIXTH LEGISLATURE.

HOUSE.

No. 95.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 18, 1867. }

Ordered, That the Justices of the Supreme Judicial Court be and they hereby are requested to give their opinion upon the following questions :

1st. Is it within the power of the Legislature to tax the shares in National Banking Associations in any other town or city than that in which such bank is located ?

2d. If the Legislature passes an act taxing shares of such banking associations in the city or town where such banks are located, is it within the meaning of the act of Congress, commonly called the currency act, that the taxes be assessed when assessed on shareholders not resident of said city or town where such bank is located, shall be paid to the city or town in which such party may reside ?

3d. Are not the taxes assessed by State law on the shares of National Banking Institutions to be applied to the use and benefit of the city or town in which such banking association is located, to the exclusion of all other cities and towns ?

And be it further ordered, That a copy hereof signed by the Speaker and attested by the Clerk of the House of Representatives, be communicated forthwith by the most expeditious mode to each one of the Justices of the Supreme Judicial Court, and an answer to the foregoing questions be requested at the earliest possible moment. But if the Legislature shall have adjourned before the answer can be prepared, the same shall be returned to the Secretary of State to be by him published in the State paper.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 18, 1867. }

Laid on the table on motion of Mr. BERRY of Gardiner, and
ordered to be printed.

FRANKLIN M. DREW, *Clerk.*