

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-SECOND LEGISLATURE

HOUSE.

No. 172

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND FIVE.

AN ACT to provide for the better protection of motormen and
conductors on electric cars.

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

Section 1. On and after the first day of December in the
2 year nineteen hundred and five, all street cars in regular use
3 for the transportation of passengers in December, January,
4 February and March in each year, except as provided in the
5 following section, shall have their platforms enclosed in such
6 manner as to protect the motormen, conductors or other
7 employees who operate such cars from exposure to wind and
8 weather in such manner as the board of railroad commis-
9 sioners shall approve.

Sect. 2. Such street cars shall include all regular street
2 cars which are operated by steam, electricity or other motive
3 power, which, while in motion, require the constant care or
4 service of an employee upon the platforms of the car or upon
5 one of them. This act shall not apply to special cars or cars
6 used for temporary service in an emergency.

Sect. 3. A street railway company which fails or neglects
2 to comply with the provisions of the two preceding sections
3 shall be punished by a fine of not more than one hundred
4 dollars for each day during which such neglect continues,
5 and a superintendent or manager of such street railway who
6 causes or permits such violation shall be jointly and severally
7 liable with said railway to said fine.

Sect. 4. Any street railway company operating cars may,
2 on or before the first day of September in the year nineteen
3 hundred and five, petition the board of railroad commis-
4 sioners to be exempted from the provisions of this act so far
5 as relates to such lines or routes owned or controlled by said
6 company, where said company claims cars cannot be oper-
7 ated with safety; and if after hearing and investigation said
8 board decides that in its opinion street cars with the platform
9 enclosed, as required by section one of this act, cannot be
10 operated with safety in such city, upon any or all of its lines
11 or routes, this act shall not be applicable to said company,
12 its officers or cars, so far as relates to such lines or routes
13 so decided to be unsafe for such operation. Said board shall
14 render its decision on all petitions brought under this sec-
15 tion, with the reason for such decision, on or before the first
16 day of December in the year nineteen hundred and five, but
17 said decision shall be at any time subject to revision by said
18 board. If, however, said board shall decide adversely to the
19 claim of said company in regard to any lines or routes
20 included in said petition, then said petitioning railway com-

21 pany shall enclose the platforms of its cars operated on such
22 lines or routes, in the manner provided in section one, within
23 such time as said board of railroad commissioners shall deem
24 reasonably requisite.

STATE OF MAINE

HOUSE OF REPRESENTATIVES,
Augusta, February 16, 1905.

Reported by Mr. KIMBALL from Committee on Railroads and Expresses. Pending acceptance of report, the report was tabled and bill ordered printed, on motion of Mr. HIGGINS of Limerick.

E. M. THOMPSON, *Clerk.*