

# MAINE STATE LEGISLATURE

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**SEVENTY-SEVENTH LEGISLATURE**

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**HOUSE** **NO. 947**

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*House of Representatives, March 25, 1915.*

*Reported by Mr. Waterhouse from Committee on Judiciary  
and ordered printed under joint rules.*

*C. C. HARVEY, Clerk.*

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**STATE OF MAINE**

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**IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND FIFTEEN**

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AN ACT Authorizing the Secretary of State to Prepare and  
Publish Lists of Corporations Delinquent in Payment of  
Their Franchise Taxes.

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

Section 1. The Secretary of State shall prepare a list of  
2 all corporations, giving the corporate name, the name of the  
3 treasurer last filed in the office of the Secretary of State,  
4 that have failed to pay their annual franchise tax for either  
5 of the years nineteen hundred and twelve, nineteen hundred  
6 and thirteen or nineteen hundred and fourteen, and the  
7 amount of the tax due from each corporation, except those  
8 from which by reason of having been duly excused, as pro-

9 vided by statute, or dissolved by decree of court, no fran-  
10 chise tax is due for either of said years of nineteen hun-  
11 dred and twelve, nineteen hundred and thirteen or nineteen  
12 hundred and fourteen, which list shall be published three  
13 times for three consecutive weeks in the month of August,  
14 nineteen hundred and fifteen, in three places within the  
15 State of Maine, namely, Bangor, Portland and Augusta, in  
16 such newspapers in each place as the Secretary of State may  
17 select. The charter of any corporation so advertised, which  
18 shall fail to pay all franchise taxes due the state for either  
19 of said years and the expenses of advertising the same on or  
20 before the first day of December, in the year of our Lord,  
21 nineteen hundred and fifteen, shall be suspended, and such  
22 corporation shall have no right to use the same.

Sect. 2. The Secretary of State shall in the year of our  
2 Lord nineteen hundred and sixteen, and annually thereaf-  
3 ter, prepare a list of all corporations, giving the corporate  
4 name, the name of the treasurer last filed in the office of the  
5 Secretary of State, that have failed to pay their annual  
6 franchise tax for the preceding year and the amount of the  
7 tax due from each corporation, except those from which by  
8 reason of having been duly excused as provided by statute,  
9 or dissolved by decree of court, no franchise tax is due for  
10 such year, which list shall be published three times for three  
11 consecutive weeks in the month of August in three places  
12 within the State of Maine, namely, Bangor, Portland and  
13 Waterville, in such newspapers in each place as the Secre-

14 tary of State may select. The charter of any corporation  
15 so advertised, which shall fail to pay all franchise tax due  
16 the State for such year, and the expenses of advertising the  
17 same, on or before the first day of December following,  
18 shall be suspended, and such corporation shall have no right  
19 to use the same.

Sect. 3. Any charter suspended under either of the two  
2 foregoing sections may be revived by payment of all fran-  
3 chise<sup>\*</sup> taxes and expenses of advertising as aforesaid due  
4 from the corporation at the time of such payment. Any  
5 corporation where the charter shall have become suspended  
6 as aforesaid, shall continue liable for its yearly franchise  
7 tax, but while its charter is suspended as aforesaid, no no-  
8 tice relating to said franchise tax need be sent to the corpo-  
9 ration by any state officer. The data covering the avoiding  
10 of said charter, to wit: The fact of the publication of the  
11 same and the dates thereof, and the avoidance of said char-  
12 ter by reason of such publication, and the failure to pay said  
13 overdue franchise tax as herein provided, shall be so en-  
14 tered upon the corporation records of the state and be cer-  
15 tified by the Secretary of State as evidence of the suspen-  
16 sion of the charter of such corporation.

Sect. 4. Any person or persons who shall undertake to do  
2 business, or do business of any kind in behalf of any such  
3 corporation, or shall hold out such corporation as doing  
4 business, or shall sell, transfer or put upon the market any

5 stocks or other evidence of indebtedness whatsoever of any  
6 such corporation, while the charter remains suspended as  
7 herein provided, shall be subject to a fine of three hundred  
8 dollars for the benefit of the State.