

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY-THIRD LEGISLATURE

Senate Document

No. 261

S. P. 522

In Senate, March 22, 1927.

Reports and new draft tabled by Senator Carter of Androscoggin pending consideration. Reports and new draft ordered printed.

ROYDEN V. BROWN, Secretary.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-SEVEN

AN ACT to Amend the Charters of Maine Corporations Incorporated for Transmission of Electricity and to Limit the Rights of Foreign Corporations Authorized to Do Business in Maine for Similar Purpose.

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

Section 1. The charter of each and every corporation
2 whether organized by special act of the legislature or under
3 the general laws of the state for the purpose of transmit-
4 ting hydro-electricity, and having no corporate powers to
5 make, generate, sell, distribute and supply hydro-electricity,
6 is hereby amended and altered and the express condition
7 of limitation, that each and every such corporation is ex-

8 pressly limited in its corporate powers to the transmission
9 of electricity and has not the corporate power to own, oper-
10 ate or control any hydro-electrical generating plant or elec-
11 trical company within the meaning of the definition of
12 “electrical company” as contained in section fifteen of chap-
13 ter fifty-five of the revised statutes of Maine for nineteen
14 hundred sixteen, is hereby enacted and made a part, limi-
15 tation and condition of each charter of every such corpo-
16 ration and each and every act of the legislature inconsistent
17 herewith is hereby repealed and each and every corporation
18 hereafter incorporated by special act of legislature or under
19 the general law of the state for the above purpose shall be
20 subject to the same conditions of limitation and restriction
21 as hereinbefore set forth.

Sect. 2. The corporate powers of all foreign corporations
2 authorized to do business within the state of Maine, for the
3 purpose set forth in section one of this act are hereby lim-
4 ited and restricted in their business in the state of Maine
5 by the same conditions of limitation and restriction as set
6 forth in section one of this act, and each and every foreign
7 corporation hereinafter authorized to do business in the
8 state of Maine for the purposes above set forth shall be
9 subject to the same conditions of limitation and restriction
10 as hereinbefore set forth.

Sect. 3. Any corporation, be it domestic or foreign, which
2 shall violate sections one and two, or either of them, of
3 this act shall forfeit its franchise or right to do business,

4 in the state of Maine, to the state of Maine in quo war-
5 ranto proceedings made upon petition or information
6 brought in the name of the governor of the state of Maine,
7 the attorney general or secretary of state, or either of them,
8 returnable to the supreme judicial court sitting in equity,
9 in term time or vacation and said court shall and hereby
10 is vested with full and complete jurisdiction of the subject
11 matter contained therein.

MAJORITY REPORT

The Joint Committee on Public Utilities, Interior Waters, Judiciary, to which was referred the Bill, entitled "An Act to amend the charters of Maine corporations incorporated for transmission of electricity and to limit the rights of foreign corporations authorized to do business in Maine for similar purposes," have had the same under consideration, and ask leave to report that the same ought not to pass.

Per Order,

DUNBAR
GRANVILLE
RICHARDSON
COMINS
ALDRICH
POWERS
HUGHES
TUCKER
PIPER
HALE

J. SHERMAN DOUGLAS
GREENLEAF
DOUGLAS
PAGE
BISHOP
CHASE
MILLIKEN
WING of Kingfield

MINORITY REPORT

The Joint Committee on Public Utilities, Interior Waters, Judiciary, to which was referred the Bill, entitled "An Act to amend the charters of Maine corporations incorporated for transmission of electricity and to limit the rights of foreign corporations authorized to do business in Maine for similar purposes," have had the same under consideration, and ask leave to report the same in a new draft under the same title and that it ought to pass.

Per Order,

CHAS. B. CARTER
ARTHUR A. CRAFTS
DRAKE
OAKES
DUDLEY
WING of Auburn
ROBERT D. THURSTON
PATTERSON
BARTLETT of Bangor

For the Committee.