

MAINE STATE LEGISLATURE

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EIGHTY-FOURTH LEGISLATURE

Senate Document

No. 203

S. P. 496

In Senate, Feb. 20, 1929.

Referred to Committee on Revision of Statutes and 500 copies ordered printed. Sent down for concurrence.

ROYDEN V. BROWN, Secretary.

Presented by Senator Oakes of Cumberland.

STATE OF MAINE

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

AN ACT to Amend Section Sixty of Chapter Fifty-One of the Revised Statutes, and Section Eighty-Nine of said Chapter as Amended by Chapter Thirteen of the Public Laws of Nineteen Hundred Twenty-Three, Relative to Liquidation of Corporations.

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

Section 1. Section sixty of chapter fifty-one of the re-
2 vised statutes is hereby amended by adding after the word
3 "consolidate" in the second line the word 'liquidate' and by
4 striking out the word "or" in the seventh line and by add-
5 ing after the word "consolidation" in said seventh line the
6 words 'or liquidation' and by striking out the word "and"
7 in the eighth line and by adding after the word "consolida-

8 tions” in said eighth line the words ‘and liquidations,’ so
9 that said section as amended shall read as follows:

‘Sect. 60. *Corporations shall not sell or liquidate fran-*
2 *chises or entire property without consent of stockholders.*

3 No corporation shall sell, lease, consolidate, liquidate or in
4 any manner part with its franchises, or its entire property,
5 or any of its property, corporate rights or privileges essen-
6 tial to the conduct of its corporate business and purposes,
7 otherwise than in the ordinary and usual course of its busi-
8 ness, except with the consent of its stockholders at an an-
9 nual or special meeting, the call for which shall give notice
10 of the proposed sale, lease, consolidation or liquidation. All
11 such sales, leases, consolidations and liquidations shall be
12 subject to the provisions of this and the eleven following
13 sections, and to the prior lien of stockholders as therein de-
14 fined. Except as to franchises, this and the eleven follow-
15 ing sections shall not be held to apply to mortgages of cor-
16 porate property.’

Sect. 2. Section eighty-nine of chapter fifty-one of the
2 revised statutes as amended by chapter thirteen of the pub-
3 lic laws of nineteen hundred twenty-three is hereby amend-
4 ed by adding to said section as amended the following pro-
5 viso:

‘Provided, nevertheless, that nothing herein contained
2 shall be construed as prohibiting the liquidation of corpora-
3 tions by consent of their stockholders in the manner provid-
4 ed in section sixty.’