

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

---

---

N I N E T I E T H                      L E G I S L A T U R E

---

---

**Legislative Document**

**No. 505**

S. P. 296

In Senate, February 5, 1941.

Referred to the Committee on Public Utilities and 500 copies ordered printed. Sent down for concurrence.

ROYDEN V. BROWN, Secretary.

Presented by Senator Farris of Kennebec.

---

---

STATE OF MAINE

---

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-ONE

---

**AN ACT Relative to Regulations of the Use of the Highways by  
Motor Vehicles Transporting Property for Hire.**

---

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

**P. L., 1933, c. 259, amended.** Paragraphs (C) and (D) of section 5 of chapter 259 of the public laws of 1933, as amended by chapter 146 of the public laws of 1935, are hereby further amended to read as follows:

(C) No application for a permit shall be granted by the commission until after a hearing, nor shall any such permit be granted if the commission shall be of the opinion that the proposed operation of any such contract carrier **will be contrary to the declaration of policy contained in section 1 of this act** or will impair the efficient public service of any authorized ~~common~~ carrier or ~~common~~ carriers then **lawfully and** adequately serving the same territory over the same general highway route or routes or that an increase in the number of contract carriers operating in the area to be served by the applicant will interfere with the use of the highways by the public. The commission shall give notice of such hearing, in such manner and to such persons, firms and corporations as it deems necessary, at least 7 days prior to the time fixed for such hearing. A permit shall be granted as a matter of right when it appears to the satisfaction of the commission, after hearing, that the applicant has been

regularly and lawfully engaged in the business of a contract carrier as herein defined within this state, from the 1st day of March, 1932, and in such cases, operation may lawfully be continued pending the issuance of such permit, provided application therefor ~~is made~~ **was made** within 15 days from ~~the effective date of this act~~ **June 30, 1933**. **All permits not granted as a matter of right shall describe the points of origin and destination from and to which the contract carrier may operate and the commodities which the contract carrier may carry and shall contain such reasonable limitations and restrictions as the commission shall deem necessary to accomplish the purposes set forth in section 1 of this act. A permit granted as a matter of right shall limit points of origin and destination to those from and to which the contract carrier has regularly and lawfully operated and the carriage of commodities to those regularly and lawfully carried since March 1, 1932.'**

'(D). The commission is hereby vested with power and authority and it is hereby made its duty to prescribe rules and regulations covering the operation of contract carriers ~~in competition with common carriers~~ over the highways of this state, and the commission shall prescribe minimum rates and charges to be collected by contract carriers, ~~which~~ **No rates charged by a contract carrier** shall ~~not~~ be less than the rates charged by ~~such~~ **such** common carriers **over the highways** for substantially the same or similar service. Nothing in this paragraph shall apply to the transportation of property by contract carriers for any common carrier over the highway when the rate charged the public for transportation of such property is already published and filed with the commission.'