

MAINE STATE LEGISLATURE

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N I N E T Y - F O U R T H L E G I S L A T U R E

Legislative Document

No. 355

S. P. 208

In Senate, February 3, 1949.

Taken from the table by Senator Noyes of Hancock. Referred to Committee on Judiciary. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary.

Presented by Senator Noyes of Hancock.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-NINE

AN ACT Relating to Increases of Capital Stock.

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

R. S., c. 41, § 23, amended. The 1st sentence of section 23 of chapter 41 of the revised statutes is hereby repealed and the following 3 sentences enacted in place thereof:

‘Whenever a railroad corporation which is in actual possession of and operating a railroad issues capital stock having general voting rights, the new shares shall be offered, subject to the exceptions hereinafter in this section set forth, proportionately to holders of its stock having general voting rights, except to holders of such classes of stock which when issued provide that the same shall not be entitled to subscription rights or shall be entitled only to limited subscription rights or when such subscription rights are negatived by some statute applicable thereto or by the charter or by-laws of the corporation. Any provision or provisions of the charter or by-laws relating to subscription rights may be amended or any new provision or provisions relating to such rights may be adopted by the affirmative vote of the holders of 90% of the shares of the voting stock present or represented at any stockholders’ meeting, the call for which shall give notice of the proposed action. Shares of stock to which the stockholders may

be entitled to subscribe shall be offered to the stockholders at such price as may be determined by them or as shall be determined by the board of directors, if the stockholders, by a majority vote, delegate such authority to the board.'