

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 1004**

S. P. 441

In Senate, March 1, 1951.

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

CHESTER T. WINSLOW, Secretary.

Presented by Senator Sleeper of Knox.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-ONE

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**AN ACT Relating to Private Carriers in Operating Motor Trucks for Hire.**

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

**Sec. 1. R. S., c. 44, § 21-A, additional.** Chapter 44 of the revised statutes is hereby amended by adding thereto a new section to be numbered 21-A, to read as follows:

**‘Sec. 21-A. Private carriers defined; regulation of private carriers.** The term “private carrier” as used in this chapter is intended to include any person, firm or corporation not included in the terms “common carrier” and “contract carrier” who or which transports, or causes to be transported over the public highways of this state, property of which such person, firm or corporation is the owner, lessee or bailee, and when such transportation is for the purpose of sale, lease, rent or bailment; or in furtherance of any commercial enterprise in respect of such property.

It is declared that the operations of private carriers by motor vehicle over the highways affect the interests of the public and that the safety and welfare of the public upon such highways, the preservation of the highways and the regulation of common carriers, and contract carriers using

such highways, require the regulation of private carriers to the extent hereinafter provided.

Except as provided in section 27 no private carrier shall operate or cause to be operated any motor vehicle or vehicles for the transportation of property over any highways of this state without first having obtained from the commission a certificate declaring that public convenience and necessity require such operation.'

Sec. 2. R. S., c. 44, § 27, sub-§ I, amended. The last paragraph of subsection I of section 27 of chapter 44 of the revised statutes is hereby amended to read as follows:

'Nothing under the provisions of sections 17 to 30, inclusive, shall apply to persons, firms or corporations operating motor vehicles ~~carrying property of which they are the actual and bona fide owners~~ when such person, firm or corporation has grown, produced, processed or manufactured at point of origin the commodity or the commodities being transported or who maintains a regular store, wholesale house, warehouse, coal yard, manufacturing or processing plant or similar permanent and established place of business for bona fide dealing in or processing of the commodity so transported or who regularly sells or distributes such commodity at retail as an itinerant vendor.'