

MAINE STATE LEGISLATURE

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

Legislative Document

No. 996

H. P. 696

House of Representatives, February 26, 1959

Rerferred to the Committee on Public Utilities. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Philbrick of Bangor.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-NINE

**AN ACT Relating to Transportation of Baggage, Mail and Express by
Motor Buses.**

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

Sec. 1. R. S., c. 48, § 3, amended. Section 3 of chapter 48 of the Revised Statutes, as amended by chapter 81 of the public laws of 1957, is further amended to read as follows:

Sec. 3. Rules and regulations governing use of motor vehicles. The commission is authorized to make from time to time rules and regulations governing the operation of the motor vehicles described in ~~the preceding~~ sections **1 and 2**, which shall include provisions concerning the route of operation, schedule to be operated and maintained, rates of fare to be charged for the carriage of passengers, the safeguarding of passengers and other persons using the streets and highways ~~and in such cases as the said commission, after notice given to motor carriers operating under the provisions of sections 19 to 32, and to the extent therein provided, and after hearing, at which persons protecting shall be heard on such matters as may be applicable under this or other laws, finds it to be in the public interest, it may authorize the transportation of baggage, mail and express for hire, in the passenger motor vehicles operated by said carrier, subject to such terms, conditions and restrictions as said commission may prescribe~~ and such other reasonable regulations as may be deemed necessary for the safety or convenience of the public. The power and authority conferred upon the commission in ~~section 63 of chapter 44, section 63,~~ is made applicable to the provisions of sections **1 to 18**.

Any person, firm or corporation required to procure a certificate under ~~the provisions of~~ section 5 shall be subject to all the provisions of ~~sections 64 to 68~~ chapter 44, ~~sections 64 to 68~~, and to such orders, rules and regulations as shall be adopted and promulgated by the commission under the authority of said chapter.'

Sec. 2. R. S., c. 48, § 5, amended. Section 5 of chapter 48 of the Revised Statutes, as amended by chapter 41 of the public laws of 1955, is further amended to read as follows:

'Sec. 5. Such motor vehicles not operated without certificate. No person, firm or corporation shall operate a motor vehicle or vehicles as described in section 1 on any street or highway in any city or town of this State, without obtaining from the commission a certificate permitting such operation. Nor shall the commission issue an original certificate or amend a certificate unless it finds after public hearing that public convenience and necessity require such operation; ~~provided however, that the~~. **The** commission may, in its discretion and for good and sufficient reason issue a temporary certificate authorizing such operation and hold the ~~prescribed~~ **prescribed** hearing at a later date and then determine whether a certificate shall be finally issued; but no temporary certificate shall be issued for a period longer than 30 days; ~~no~~. **No** temporary certificate shall be extended or renewed, and no temporary certificate shall be issued, unless the applicant has paid the fees ~~and procured insurance as required by section 10~~ and has established **proof of financial responsibility for liability for personal injury or property damage as required by sections 10 to 12.**

The commission also may authorize transportation of baggage, mail and express for hire in passenger motor vehicles in such cases as the said commission, after notice given to motor carriers operating under sections 19 to 32 and to the extent therein provided, and after hearing, at which persons protesting shall be heard on such matters as may be applicable under this or other laws, finds the transportation of baggage, mail and express for hire in passenger vehicles to be in the public interest. Such authority shall be made a part of the certificate of public convenience and necessity described above and may be made subject to such terms, conditions and restrictions as said commission may prescribe.'