

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE

1913

Including Acts and Resolves of the Special Session held
in 1912.

Published by the Secretary of State, agreeably to Resolves of
June 28, 1820, February 18, 1840, and March 16, 1842.

AUGUSTA
KENNEBEC JOURNAL PRINT
1913

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth
Legislature

1913

certificate of authority issued hereunder.

Section 9. Such attorney, agent or other representative, in lieu of all other taxation, state, county or municipal, in this state, shall annually pay a tax at the rate of two per centum on gross premiums or deposits actually received during the year after deducting amounts actually returned to policyholders as the unused part of such premium or deposit, or such part as may be credited on the renewal or extension of the indemnity. Such attorney, agent or other representative shall, on or before the thirty-first day of each January, make a return, under oath, to the insurance commissioner showing the gross premiums or deposits actually received during the preceding calendar year and such unused part of such premium or deposit as has been returned to policyholders or credited on renewal or extension of the indemnity. Said tax shall be assessed by the board of state assessors, upon the certificate of the insurance commissioner, to be seasonably furnished therefor, and certified to the treasurer of state on or before the first day of April and the same shall be paid on or before the first day of May following. The treasurer shall notify the attorney, agent or other representative of the assessment and unless same is paid as aforesaid, the insurance commissioner shall suspend the right of such attorney, agent or other representative to do any further business in this state until the tax is paid.

CHAP. 136

Tax on gross premiums or deposits.

—return of gross premiums, etc.

—tax, by whom assessed.

—proceedings if tax is not paid.

Approved March 31, 1913.

Chapter 136.

An Act to Amend Section Four of Chapter Fifty-four of the Revised Statutes, Relating to the Inspection of Power Boats and Vessels Engaged in Transporting Passengers for Hire on Inland Waters.

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

Section 1. Section four of chapter fifty-four of the revised statutes is hereby amended by adding at the end thereof the words 'and all boats and vessels, propelled by gasoline, gas, petroleum in any form, or electricity, and used for the transporting and carrying of passengers for hire upon the inland waters of the state, shall be subject to the provisions of this and the ten sections immediately following, excepting six and nine, and the application of said sections six and nine to this class of boats and vessels, shall be left to the discretion of the inspectors of steamboats, who may, if they deem it advisable, cause compliance with the same,' so that said section as amended shall read as follows:

Section 4 of chap. 54, R. S., amended.

CHAP. 137

Steam-boats on inland waters.

Section 4. All vessels propelled by steam upon inland waters are subject to the following provisions; and before being so employed they shall be examined, and receive the certificate of the inspectors authorizing their employment. And all boats and vessels, propelled by gasoline, gas, petroleum in any form or electricity, and used for the transporting and carrying of passengers for hire upon the inland waters of this state, shall be subject to the provisions of this and the ten sections immediately following, excepting sections six and nine, and the application of said sections six and nine to this class of boats and vessels, shall be left to the discretion of the inspectors who may, if they deem it advisable, cause compliance with the same.'

Approved March 31, 1913.

Chapter 137.

An Act Additional to Chapter Eighty-four of the Revised Statutes, Relating to the Proceedings in Certain Civil Actions in Court.

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

Affidavit of plaintiff prima facie evidence

Section 1. In all actions brought on an itemized account annexed to the writ, the affidavit of the plaintiff, made before a notary public using a seal, that the account on which the action is brought is a true statement of the indebtedness existing between the parties to the suit, with all proper credits given, and that the prices or items charged therein are just and reasonable, shall be prima facie evidence of the truth of the statement made in such affidavit, and shall entitle the plaintiff to the judgment, unless rebutted by competent and sufficient evidence.

—unless rebutted.

When corporation is plaintiff.

Section 2. When the plaintiff is a corporation, in cases in which the provisions of the preceding section are applicable, the affidavit may be made by its president, secretary or treasurer.

Approved March 31, 1913.

Chapter 138.

An Act to Amend Sections Forty-one, Forty-two, Forty-three and Forty-four of Chapter Fifteen of the Revised Statutes, as Amended, Relating to the Employment of Superintendents of Towns Comprising School Unions.

Section 41 of chap. 15, R. S., as amended by chap. 101 of P. L. of 1907, as amended by chap. 122 of P. L. of 1909, further amended.

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

Section 1. Section forty-one of chapter fifteen of the revised statutes, as amended by chapter one hundred one of the public laws of nineteen hundred seven and as amended by chap-