

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

STATE OF MAINE

ENACTED BY THE

Seventy-Seventh Legislature

1915

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Seventy-Seventh Legislature

1915

[supplied from page 1 of volume]

Chapter 150.**CHAP. 150**

An Act to Enable the State of Maine to Balance and Settle Its Accounts with the Various Municipalities of Maine on the First Day of December of Each Year.

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

Section 1. Section one hundred twenty-six of chapter fifteen of the Revised Statutes is hereby amended by striking out the word "January" in the second line thereof, and substituting therefor the word 'December,' so that said section as amended shall read as follows:

Ch. 15, Sec. 126, R. S. amended.

'Section 126. This fund shall be distributed by the Treasurer of State on the first day of December, annually, to the several cities, towns and plantations according to the number of scholars therein, as the same shall appear from the official return made to the State Superintendent of Public Schools for the preceding year.'

School fund shall hereafter be distributed on December first.

Section 2. Section three of chapter one hundred seventy-seven of the Public Laws of nineteen hundred nine is hereby amended by striking out the word "January" in the second line thereof and substituting therefor the word 'December;,' also, by striking out the word "January" in the eighth line thereof and substituting therefor the word 'December;,' so that said section as amended shall read as follows:

Ch. 177, Sec. 3, P. L., 1909, amended.

'Section 3. One-third of this fund shall be distributed by the Treasurer of State on the first day of December, annually, to the several cities, towns and plantations according to the number of scholars therein, as the same shall appear from the official returns made to the State Superintendent of Public Schools for the preceding year and the remaining two-thirds of said fund shall be distributed by the Treasurer of State on the first day of December, annually, to the several cities, towns and plantations according to the valuation thereof as the same shall be fixed by the State Assessors for the preceding year.'

Manner of distributing the fund.

Section 3. Section fifty-three of chapter eight of the Revised Statutes is hereby amended by striking out the words "April and October" in the third line thereof and substituting therefor the words 'March and September,' also striking out the words "May and November" in the eighth line thereof and substituting therefor the words 'April and October,' so that said section as amended shall read as follows:

Ch. 8, Sec. 53, R. S., amended.

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Savings banks shall make semi-annual statement to Bank Examiner during the months of March and September as specified.

--transmit to State Assessors for assessment.

Ch. 8, Sec. 54, R. S., as amended by Ch. 49, P. L. 1909, further amended.

State Assessors to determine value of franchises and fix the tax thereon.

Taxes, how determined.

--proviso.

'Section 53. Every savings bank and institution for savings incorporated under the laws of the State, shall, semi-annually, on the last Saturdays of March and September, make a return, signed and sworn to by its treasurer, of the average amount of its deposits, reserve fund and undivided profits for the six months ending on each of said days, together with a statement in detail of its assets, loans and investments and its deposits within and without the State, in separate columns. Said returns shall be made to the Bank Examiner on or before the first Saturdays of April and October and within thirty days thereafter, he shall fix and determine the market values of the investments aforesaid and transmit the same with such values so determined, to the Board of State Assessors for the assessment required by the following section.'

Section 4. Section fifty-four of chapter eight of the Revised Statutes, as amended by chapter forty-nine of the Public Laws of nineteen hundred nine, is hereby amended by striking out the word "June" in the twenty-eighth line thereof and substituting therefor the word 'May,' also by striking out the word "December" in the twenty-eighth line thereof and substituting therefor the word 'November,' also by striking out the word "June" in the thirty-third line thereof and substituting therefor the word 'May,' also by striking out the word "December" in the last line thereof and substituting therefor the word 'November,' so that said section as amended shall read as follows:

'Section 54. The Board of State Assessors shall thereupon determine the values of the several franchises of the said banks and institutions according to the following rule: from the average amount of deposits, reserve fund and undivided profits so returned by each bank or institution there shall in each case be deducted an amount equal to the value so determined of United States bonds, all bonds issued after the first day of February nineteen hundred nine by the State of Maine, or any county, municipality, village corporation or water district therein, the shares of corporation stocks such as are by law of this State free from taxation to the stockholders, and the assessed value of real estate owned by the bank or institution, and also an amount equal to two-fifths of the value so determined of such other assets, loans and investments as by such statement appear to be loans to persons resident or corporations located and doing business in this State, investments in mortgages on real estate in this State, securities of this State, public or private, bonds issued by corporations located and doing business in this State or guaranteed by such corporations, provided, the corporations issuing such bonds be operated by and physically

connected with such guaranteeing corporations, and also an amount equal to two-fifths of the cash on hand and cash deposited within the State. Upon the value of each of said franchises so ascertained the Board of State Assessors shall assess an annual tax of five-eighths of one per cent.; one-half of said tax shall be assessed on or before the fifteenth day of May, and one-half on or before the fifteenth day of November. The Board of State Assessors shall thereupon certify said assessments to the Treasurer of State, who shall forthwith notify the several banks and institutions interested. All taxes so assessed shall be paid semi-annually within ten days after the fifteenth days of May and November.'

Section 5. Section fifty-seven of chapter eight of the Revised Statutes, as amended by chapter twenty-four of the Public Laws of nineteen hundred nine, is hereby amended by striking out the words "April and October" in the third line thereof and substituting therefor the words 'March and September,' also by striking out the words "May and November" in the twelfth line thereof and substituting therefor the words 'April and October,' so that said section as amended shall read as follows:

'Section 57. Every loan and building association doing business in this State shall semi-annually on the last secular days of March and September make a return, signed and sworn to by its secretary, of its assets and liabilities in detail, of the net amount of its investments other than in loans to individuals or corporations on real estate and on shares of the association, during the six months ending on each of said days, and of the monthly capital dues paid in by its shareholders during the six months ending on each of said days, exclusive of withdrawals, fines, interest and premiums. Said returns shall be made to the Board of State Assessors on or before the second Mondays of April and October, and for wilfully making a false return, the secretary forfeits not less than five hundred dollars nor more than five thousand dollars. The treasurer of such association shall pay to the Treasurer of State a tax of one-fourth of one per cent. a year on the amount of monthly capital dues so returned, and a further tax of one-half of one per cent. on the average amount so returned of the investments of such associations other than in loans to individuals and corporations on real estate and on shares of the association.'

Section 6. Section fifty-eight of chapter eight of the Revised Statutes is hereby amended by striking out the word "April" in the second line thereof and substituting therefor the

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—rate of
taxation.Taxes, when
payable.Ch. 8, Sec.
57, R. S., as
amended
Ch. 24, P. L.,
1909, further
amended.Loan and
building
associa-
tions shall
make semi-
annual re-
turns.Returns,
when and
to whom
made.—penalty
for false
returns.—rates of
taxation.Ch. 8, Sec.
58, R. S.,
amended.

CHAP. 150 word 'March;' also by striking out the word "October" in the fourth line thereof and substituting therefor the word 'September;' also by striking out the words "June and December" in the last line thereof and substituting therefor the words 'May and November,' so that said section as amended shall read as follows:

—taxes, how assessed.

'Section 58. One-half of said tax shall be assessed on the amount so returned for the six months ending on the last secular day in March and the other half on the amount so returned for the six months ending on the last secular day in September; and such tax shall be paid semi-annually, within ten days after the first Mondays in May and November.'

Ch. 8, Sec. 60, R. S., amended.

Section 7. Section sixty of chapter eight of the Revised Statutes is hereby amended by striking out the word "April" in the seventh line thereof and substituting therefor the word 'March;' also by striking out the word "October" in the eighth line thereof and substituting therefor the word 'September;' also by striking out the words "June and December" in the last line thereof and substituting therefor the words 'May and November,' so that said section as amended shall read as follows:

Taxation of foreign banking institutions doing business in this State.

'Section 60. Every banking association or corporation, not incorporated under the laws of this State or of the United States, that maintains a branch or agency in this State for the transaction of a banking business, shall pay to the Treasurer of State a tax of three-quarters of one per cent. a year on the amount of such business done in this State. One-half of said tax shall be paid on the amount of such business for the six months ending on the last Saturday of March, and the other half on the amount for the six months ending on the last Saturday of September, or for such portion of such periods as said association or corporation may transact business in this State. The amount of such business done in this State shall be ascertained by first computing the daily average for each month of the period of all the moneys outstanding upon loans and investments and of all other moneys received, used or employed in connection with such business and by then dividing the aggregate of such monthly averages by the number of months covered by said return and the quotient resulting shall be deemed the amount of such business. The amount of such tax so ascertained shall be paid to the Treasurer of State semi-annually within ten days after the first Mondays in May and November.'

—rate.

Amount of of business, how determined.

—when payable.

Ch. 8, Sec. 61, R. S., amended.

Section 8. Section sixty-one of chapter eight of the Revised Statutes is hereby amended by striking out the words "May and November" in the third line thereof and substituting there-

for the words 'April and October;' also by striking out the word "April" in the eighth line thereof and substituting therefor the word 'March;' also by striking out the word "October" in the eighth line thereof and substituting therefor the word 'September,' so that said section as amended shall read as follows:

'Section 61. Such association or corporation and the manager or agent of such branch or agency shall cause a written report to be made to the Bank Examiner on or before the last Saturdays of April and October of each year, verified by the oath of such manager or agent, giving the amount of such business transacted in this State under the rule given in the preceding section, and stating the amount of State tax which such branch or agency is liable to pay, and setting forth in detail the daily average for each month preceding the last Saturdays of March and September; and also giving such further or additional information as to the business of such foreign banking association or corporation done in this State as may be required by the Bank Examiner.'

Shall report to Bank Examiner, amount of business transacted.

—daily average.

Section 9. Section sixty-four of chapter eight of the Revised Statutes is hereby amended by striking out the words "April and October" in the second and third line thereof and substituting therefor the words 'March and September;' also by striking out the words "May and November" in the eleventh line thereof and substituting therefor the words 'April and October,' so that said section as amended shall read as follows:

Ch. 8, Sec. 64, R. S., amended.

'Section 64. Every trust and banking company incorporated under the laws of this State, shall, semi-annually on the last Saturdays of March and September, make a return signed and sworn to by its treasurer, of the average amount of its time deposits and its deposits bearing interest at the rate of three per cent. or more per annum for the six months preceding each of said days, together with a statement in detail of the amount of United States bonds, the shares of corporation stocks such as are by law of this State free from taxation to the stockholders. For wilfully making a false return, the corporation treasurer forfeits not less than five hundred, nor more than five thousand dollars. Said return shall be made to the Bank Examiner, on or before the first Saturdays of April and October, and within thirty days thereafter, he shall fix and determine the market values of the United States bonds, and the shares of corporation stocks returned as aforesaid, and transmit said returns with such values so determined to the Board of State Assessors for the assessment required by the following section.'

Trust and banking companies shall make semi-annual returns to Bank Examiner.

—penalty for false returns.

Returns, with values determined, shall be turned over to State Assessors.

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Ch. 8, Sec.
65, R. S., as
amended by
Ch. 49, P. L.,
1909, further
amended.

Section 10. Section sixty-five of chapter eight of the Revised Statutes, as amended by chapter forty-nine of the Public Laws of nineteen hundred nine, is hereby amended by striking out the word "June" in the eleventh line thereof and substituting therefor the word 'May;' also by striking out the word "April" in the thirteenth line thereof and substituting therefor the word 'March;' also by striking out the word "December" in the fourteenth line thereof and substituting therefor the word 'November;' also by striking out the word "October" in the sixteenth line thereof and substituting therefor the word 'September;' also by striking out the words "June and December" in the last line thereof and substituting therefor the words 'May and November,' so that said section as amended shall read as follows:

Value of
several
franchises,
how deter-
mined by
State Asses-
sors.

'Section 65. The Board of State Assessors shall thereupon deduct from the average amount of the time and interest bearing deposits so returned, an amount equal to the value so determined of the United States bonds, all bonds issued after the first day of February nineteen hundred nine, by the State of Maine, or any county, municipality, village corporation or water district therein, the shares of corporation stocks such as are by law of this State free from taxation to stockholders, and upon the balance so found, assess an annual tax of one-half of one per cent.; one-half of said tax shall be assessed on or before the fifteenth day of May on the balance of said deposits so ascertained for the six months ending on and including the last Saturday of March, and one-half on or before the fifteenth day of November on the balance of said deposits so ascertained for the six months ending on and including the last Saturday of September. The Board of State Assessors shall thereupon certify said assessment to the Treasurer of State, who shall forthwith notify the several trust and banking companies interested, and all taxes so assessed shall be paid semi-annually within ten days after the fifteenth days of May and November.'

—rate.

—tax, when
assessed.

—when
paid.

Ch. 9, Sec.
41, R. S., as
amended,
further
amended.

Section 11. Section forty-one of chapter nine of the Revised Statutes, as amended by section one of chapter sixty-nine, of the Public Laws of nineteen hundred five, by section one of chapter one hundred fifty, of the Public Laws of nineteen hundred five, and by chapter two hundred fifty-nine of the Public Laws of nineteen hundred nine, is hereby amended by striking out the word "December" in the eleventh line thereof and substituting therefor the word 'November,' so that said section as amended shall read as follows:

'Section 41. Such lands may be assessed by the county commissioners according to the last state valuation for a due proportion of county taxes. Lists of such taxes shall immediately be certified and transmitted by the county treasurer to the Treasurer of State. In the list, each such township and tract shall be sufficiently described, with the date and amount of assessment on each. The Treasurer of State shall, in his books, credit the county treasurer for the amount of each such assessment when collected by him and shall certify and pay to said county treasurer the amount of tax and interest so collected on or before the last day of April, August and November, and so much of said tax and interest so collected as may be necessary is hereby appropriated to pay the same to the several county treasurers, and the Governor and Council are hereby authorized to draw their warrants for the same as above provided.'

CHAP. 150

County commissioners may assess land tax, according to last state valuation.
—list shall be transmitted to State Treasurer.

—credit to county treasurer.

—warrants.

Section 12. Section ninety of chapter ten of the Revised Statutes, as amended by section three of chapter eighty-six of the Public Laws of nineteen hundred five, is hereby amended by striking out the word "December" in the sixth line thereof and substituting therefor the word 'November;,' also by striking out the word "December" in the eighth line thereof and substituting therefor the word 'November;,' so that said section as amended shall read as follows:

Ch. 10, Sec. 90, R. S., as amended by Ch. 86, Sec. 3, P. L., 1905, further amended.

'Section 90. In July of each year said assessors shall commit the same with a warrant in the usual form to a collector of taxes, to be elected by said plantation at its annual meeting, or in default thereof to be appointed by said assessors, directing him to collect and transmit the said state taxes to the Treasurer of State by November first next after the date of commitment, and also directing him to collect and transmit the said county taxes to the county treasurer by November first next after the date of commitment.'

Taxes shall be committed to collector in July of each year.

—state taxes, when paid.

Section 13. Section ninety-two of chapter ten of the Revised Statutes, as amended by section five of chapter eighty-six, of the Public Laws of nineteen hundred five, is hereby amended by striking out the word "December" in the second line thereof and substituting therefor the word 'November;,' and also by striking out the word "December" in the fifth line thereof and substituting therefor the word 'November;,' so that said section as amended shall read as follows:

Ch. 10, Sec. 92, R. S., as amended by Ch. 86, Sec. 5, P. L., 1905, further amended.

'Section 92. Said collector shall settle with the Assessors by the tenth day of November in each year, and return to them his collection list, showing the amounts received or unpaid on each tax in his list. On all such taxes then unpaid, interest shall

Collector shall settle with assessors by November 10.

CHAP. 151

—Interest shall be charged on unpaid taxes.
—record kept.

be added from the first day of November preceding at twenty per cent. until paid. The clerk of the plantation shall record in a book kept for that purpose such returned collector's list with the collector's return thereon showing the amounts received or unpaid on each tax in the list, which record shall be evidence of the facts therein stated.'

Approved March 22, 1915.

Chapter 151.

An Act Relating to the Payment of Salaries of Judges of Probate.

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

Salaries of judges of probate, how paid.

Beginning with the year nineteen hundred sixteen, the salaries of the judges of probate in the several counties shall be paid from the State Treasury, in quarterly payments, on the first days of January, April, July and October.

Approved March 22, 1915.

Chapter 152.

An Act to Change the Name of the Maine Industrial School for Girls, and to Change the Title of the Principal Thereof to That of Superintendent.

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

—name changed.

Section 1. The name of the Maine Industrial School for Girls is hereby changed to that of State School for Girls.

Principal shall be designated as superintendent.

Section 2. "The Principal" of the "Maine Industrial School for Girls" shall hereafter be designated as the "Superintendent," and wherever the word principal is used in connection with this school in any law, it shall be construed to mean, under this act, the superintendent.

Approved March 22, 1915.