

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

OF THE

STATE OF MAINE

ENACTED BY THE

Seventy-Seventh Legislature

1915

Published by the Secretary of State.

AUGUSTA

KENNEBEC JOURNAL PRINT

1915

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Seventy-Seventh Legislature

1915

[supplied from page 1 of volume]

Chapter 247.

CHAP. 247

An Act Relating to the Acquisition of Land for Playground and Park Purposes by Village Corporations.

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

Village corporations chartered by the Legislature may take and hold lands by devise or gift in trust for playground or park purposes, and may expend not exceeding ten per cent of the money apportioned such village corporation, under its charter, for the improvement and care of such land.

Village corporations may hold land for park purposes.

Approved March 31, 1915.

Chapter 248.

An Act to Amend Section Eleven of Chapter Thirty-one of the Revised Statutes, Relating to the Licenses Issued by Municipal Officers of Towns for the Operation of Steam Riding Galleries.

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

Section eleven of chapter thirty-one of the Revised Statutes is hereby amended by striking out all of said section and inserting in place thereof the following:

Ch. 31, Sec. 11, R. S., amended.

‘Section 11. Municipal officers of any town, upon the payment of a sum not exceeding fifty dollars, shall grant a license to operate or run a merry-go-round or steam riding gallery in their town, but the license shall not exempt the operator from complaint to the Supreme Judicial court for maintaining a nuisance under section eight of chapter twenty-two of the Revised Statutes.’

Municipal officers may grant license.

—not exempt from nuisance charge.

Approved March 31, 1915.

Chapter 249.

An Act Amendatory of Section One Hundred Twenty-six of Chapter Forty-nine of the Revised Statutes, Relating to the Reserve Fund Deposited with the State Treasurer by Assessment Casualty Insurance Companies.

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

Section one hundred twenty-six of chapter forty-nine of the Revised Statutes is hereby amended by striking out all between the word “treasurer” in the seventh line and the word “until” in the eighth line, and inserting in place thereof the words, ‘a sum sufficient to make the total deposit with said treasurer not less than the amount of one assessment, or periodical call on all its policy holders for benefit and expense funds;’ and also

Ch. 49, Sec. 126, R. S., amended.

CHAP. 249 by inserting after the word "members" in the twenty-third line the words 'for benefit and expense funds nor to less than one thousand dollars,' so that said section, when amended, shall read as follows:

Reserve fund shall be deposited with Treasurer of State.

—how created.

—deposit shall be sufficient.

—investment by deposits.

—securities may be changed.

—part of fund may be applied to payment of claims.

—proviso.

Insurance Commissioner shall certify amount of annual reserve fund to be kept on deposit.

—judgment against corporation, how satisfied.

'Section 126. Any corporation organized under section one hundred twenty-three, or any corporation of this State doing assessment insurance business under this chapter or its charter, shall keep on deposit with the Treasurer of State a reserve fund for the benefit and protection of certificate holders in said corporation; for the creation of which it shall on or before the thirty-first day of December of each year, deposit with said treasurer a sum sufficient to make the total deposit with said treasurer not less than the amount of one assessment or periodical call on all its policy holders for benefit and expense funds until the reserve fund so accumulated shall amount, together with the amount there deposited prior to March one, eighteen hundred and eighty-nine, to not less than twenty-five thousand dollars. These amounts may be deposited in such interest-bearing securities as the Governor and Council may approve, or in such securities as any insurance company or savings banks may, from time to time, be authorized to hold for purpose of investment. These securities shall be held in trust by the Treasurer of State, but the corporation shall have at all times the right to exchange any part of said securities for others of like amount and character. When deemed advisable by a majority of the directors, such a part of the fund as may be considered necessary, may be applied from time to time, to the payment of claims under insurance contracts and the expense necessarily incident thereto, and for no other purpose. Provided, however, that said fund shall not at any time be reduced below an amount equal to one assessment or periodical call upon all of its members for benefit and expense funds nor to less than one thousand dollars. The Insurance Commissioner shall annually, in February, certify to the Treasurer of State, the minimum amount of reserve fund required to be kept on deposit in the State Treasury by each corporation doing business on the assessment plan, under this chapter. If said corporation shall neglect for sixty days to satisfy any judgment against it, in any court in this State, then the said treasurer shall convert into money any of said securities, and forthwith satisfy such judgment, and said corporation shall not transact any further business until said deposit is restored. When any such corpo-

CHAP. 250

ration shall discontinue business, any justice of the Supreme Judicial court may appoint a receiver or agent to administer any unexhausted portion of such fund which shall be used, less compensation not to exceed five per cent, as such court or justice may allow the receiver or agent, first, in the payment of accrued indemnity claims upon certificates or policies, or if insufficient to pay such claims in full, they shall be paid, pro rata; second, if a balance remains after the payment of such claims, such balance shall be distributed to the holders of certificates then in force, pro rata, in proportion to the total payments by each policy-holder after first paying all expenses incident to such distribution. If, upon the thirty-first day of December of any year, the reserve fund of any such corporation is found to be less than the amount of one assessment or periodical call upon all the members thereof, said corporation shall, within one year thereafter, collect from its members a sum sufficient to bring said reserve fund up to one assessment or periodical call upon all its members, and deposit the amount with the Treasurer of State to the credit of said fund.'

Receiver may be appointed when business is discontinued. —how fund shall be used.

—how fund shall be increased, when less than one assessment on each member.

Approved March 31, 1915.

Chapter 250.

An Act to Amend Section Sixteen of Chapter Two Hundred Twenty-one of the Public Laws of Nineteen Hundred Thirteen, Relating to Primary Elections.

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

Section sixteen of chapter two hundred twenty-one of the Public Laws of nineteen hundred thirteen, is hereby amended by inserting after the word "tabulated" in the fourth line of said section the words 'and forthwith thereafter have forwarded to each candidate a copy of said tabulations of his precinct or district;' by striking out the word 'seven' in the eleventh line and substituting therefor the word 'fourteen;' and by striking out the word "seven" in the fourteenth line of said section and substituting therefor the word 'fourteen,' so that said section as amended shall read as follows:

Ch. 221, Sec. 16, P. L., 1913, amended.

'Section 16. The Governor and Council, by the first Tuesday of July in each year in which a primary election is held hereunder, shall open and compare the votes so returned hereunder, and have the same tabulated, and forthwith thereafter have forwarded to each candidate a copy of said tabulations of his precinct or district, and may receive testimony on oath to prove that the return from any city, town or plantation does

Governor and Council shall tabulate votes returned.