

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

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CHAP. 269

Payment may be made to either parent, when.

—withhold payment.

account of the same. When said minor is under ten years of age the payment may be made to either parent at the discretion of said person paying said money; provided, however, that where the money is paid directly to said minor the person paying the same may, in his discretion, require on such receipt the counter signature of one or both of the parents of such minor, and when the minor is under ten years of age the person paying the same shall receive the receipt of either or both parents, or if neither parent is living may withhold payment until further order of court, or until the appointment of a guardian.'

Approved March 31, 1915.

Chapter 269.

An Act to Fix the Salary of the Clerk of the Commissioners of Inland Fisheries and Game.

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

Salary of clerk to Inland Fish and Game Commissioner.

Section 1. The clerk of the Commissioners of Inland Fisheries and Game shall receive an annual salary of twelve hundred dollars, which said salary shall be paid in equal monthly payments on the last day of each month.

Inconsistent acts repealed.

Section 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Approved March 31, 1915.

Chapter 270.

An Act to Regulate the Sale of Lightning Rods.

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

Manufacturer selling lightning rods shall be licensed.

Section 1. No manufacturer, person, firm or corporation shall sell or offer for sale material used for the protection of buildings from damage by lightning until authorized to do so by a license obtained from the Insurance Commissioner under the provisions of this act.

Conditions under which Insurance Commissioner may issue license.

Section 2. No such license shall be issued until the Insurance Commissioner has approved of the material made by such manufacturer for the purpose of protecting, from lightning, and of the manner and system of installing such material, nor until such manufacturer has filed a bond with the Insurance Commissioner in the penal sum of ten thousand dollars, with security satisfactory to the Insurance Commissioner, for the purpose of securing the fulfillment of the guarantee agreement provided

—filing of bond.

for by this act, together with a written stipulation that legal process affecting such manufacturer or his agent, served upon the Insurance Commissioner for the time being, shall have the same effect as if personally served upon such manufacturer or his agent within the State. When the Insurance Commissioner is satisfied that the manufacturer has complied with such requirements and is safe and reliable as to assets, business standing and methods, and is entitled to confidence, he shall require to be filed with him a copy of the guarantee agreement issued by such manufacturer, and which guarantee agreement must provide that, in the event of damage by lightning to property rodded by said manufacturer or his agent, money for the rodding of said building shall be returned to the owner thereof, or the damage to said building repaired; the form of such guarantee agreement shall be approved by the Insurance Commissioner before the issuance thereof, and, upon the payment of a fee of twenty dollars, said Commissioner may issue a license to such manufacturer, to continue in force one year from date of issue. The license may be revoked at any time by the Insurance Commissioner for good cause, after a hearing.

—money received for rods shall be returned to owner of damaged property if it fails to work.

—fee for license.

—license may be revoked.

—agents' license, how obtained.

Section 3. Upon written notice from a licensed manufacturer under this act of the appointment of a suitable person to act as its agent in this State, and upon the presentation of a certificate of his good reputation and moral character, signed by the mayor or selectmen of the city or town of which he is a resident, the Insurance Commissioner may, if he is satisfied that the appointee is a suitable person, issue to him a license as such agent, upon the receipt of a fee of two dollars. Such license shall continue in force one year from date of issue, but may be revoked at any time by the Insurance Commissioner for good cause, and after a hearing. Such agents shall be residents of the State.

—agent must reside in State.

Section 4. Every agent shall, upon demand, exhibit his license to any mayor, selectman, sheriff or his deputy, constable or police officer, and to any person to whom he sells or offers to sell lightning rods, and shall furnish a copy of this act to every person to whom he sells such lightning rods. If he neglects or refuses to do so, he shall be liable to the penalty provided by this act for acting as such agent without a license.

Agent shall exhibit license when requested by public officer.

Section 5. Any person, not licensed as provided by this act, selling or offering for sale such lightning rods or other material, shall be punished by a fine of not over two hundred dollars, or six months imprisonment for each offense, or both. The licenses provided for by this act are good for only one person, firm or corporation, and are not transferable.

—fine for selling without license.

—license not transferable.

CHAP. 271

—holder of guarantee agreement may bring suit.

Section 6. The holder of any guarantee agreement issued under the provisions of this act may bring suit in the name of the Insurance Commissioner upon the bond provided by this act, and have the same procedure and remedies thereon as in the case of official bonds of county officers. Whenever legal process against such manufacturer is served upon the Commissioner, he shall take such action as is provided in the case of the service of legal processes against foreign insurance companies.

Acts repealed.

Section 7. All acts and parts of acts relating to the sale of lightning rods are hereby repealed.

Approved March 31, 1915.

Chapter 271.

An Act to Regulate the Shipment of Lobsters by Shippers with Established Places of Business.

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

Shipment of lobsters regulated.

—shall notify Commissioner, as herein provided.

Section 1. Every person, firm, association or corporation, that has an established place of business in this State for shipping lobsters, shall, within thirty days after the enactment of this law, notify the Commissioner of Sea and Shore Fisheries of the location of the place of business from which said lobsters are to be shipped, where said lobsters are kept before packing, by what carrier the shipments are made and the customary times of shipments; and any person, firm, association or corporation, that hereafter opens a place of business for shipping lobsters, or shall change said place of business after once it is established, shall thirty days before shipping any lobsters therefrom notify the Commissioner of such location or change of location, together with the information of how said lobsters are to be kept before packing, by what carrier the shipments are to be made and the customary hours of said shipments.

All lobsters are subject to examination.

Section 2. Whenever the Commissioner of Sea and Shore Fisheries shall receive the notice referred to in section one, it shall be his duty, if arrangements can be made with said person, firm, association or corporation for the suitable inspection of lobsters before shipment therefrom, to inspect such lobsters before shipment, but before such arrangements are made all lobsters shall be subject to examination in transit.

Lobster shipping cases, how marked.

Section 3. All lobsters to be shipped shall be packed in barrels, boxes, or packages marked with the word "Lobsters" in capital letters at least one inch in length, together with the full name of the shipper and said marking shall be placed in a