

MAINE STATE LEGISLATURE

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Acts and Resolves

As Passed by the

Seventy-Eighth Legislature

OF THE

STATE OF MAINE

1917

Including Acts and Resolves of the Special Session of the
Seventy-Seventh Legislature held in 1916.

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Seventy-Eighth Legislature

1917

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who may be one of their number, and a clerk, for each such district other than the one voting at the place where town meetings are held, in which district the election shall be conducted by the appropriate town officers as though no other districts existed; in other districts the district officers appointed as above provided shall perform the duties otherwise devolving upon the corresponding town officers, and election returns made up by them shall immediately be delivered to the town clerk together with all ballots in their possession. The municipal officers of any town which has been so divided shall in the manner provided for by law prepare check lists of the qualified voters for each of said polling districts in lieu of the check lists now provided by law, for the entire town, to be used as provided by law and all provisions of law applicable to check lists and their use in towns shall apply to check lists for such polling districts.

Sec. 2. R. S., c. 7, § 12, relating to division of towns and wards of cities, repealed. Section twelve of chapter seven of the revised statutes is hereby repealed.

Sec. 3. Dependent upon acceptance of constitutional amendment. This act shall take effect whenever by reason of any amendment to section sixteen of article nine of the constitution it shall become consistent therewith.

Approved April 6, 1917.

Chapter 206.

An Act to Amend Section Eighty-three of Chapter Fifty-three of the Revised Statutes, Relating to Term of Office of Insurance Commissioner.

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

Sec. 1. R. S., c. 53, § 83, relating to insurance commissioner, amended. That section eighty-three of chapter fifty-three of the revised statutes be amended by striking out the word "three" in the third line of the section and inserting in place thereof the word 'four' and by striking out in the third and fourth lines of the section the words "unless sooner removed", and inserting in their place the following: 'and until his successor has been appointed and qualified', so that said section, as amended, shall read as follows:

'Sec. 83. Term changed from three to four years; to serve until successor is appointed and qualified. An insurance commissioner, whose office shall be at the state capitol, shall be appointed by the governor and council, and shall hold his office for four years, and until his successor has been appointed and qualified, but shall not at the same time be bank commissioner. He may administer oaths in the performance of his official duties, in any part of the state and at any time. He shall keep a correct account of all his doings, and of all fees and moneys received by him by virtue of his office, pay over the same to the treasurer of state quarterly and at the same time settle his account with the governor and council. He shall

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give bond to the treasurer, in the sum of five thousand dollars, for the faithful discharge of his duties. He may with the approval of the governor and council, appoint and with their consent remove, a deputy commissioner who by virtue of such appointment, shall be and perform the duties of chief clerk of the department. In the event of a vacancy in the office of commissioner or during the absence or disability of that officer, the deputy commissioner shall perform the duties of the office.'

Sec. 2. Not to apply to present incumbent. Nothing contained in this act shall effect, modify, or control the term of the present incumbent, but this act shall effect and control the term of any incumbent of said office appointed after the date of the approval of this act.

Approved April 6, 1917.

Chapter 207.

An Act to Amend Section Twenty-four of Chapter Forty-eight of the Revised Statutes, Relating to Testing Commodities Offered for Sale, as to Weight and Measure.

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

R. S., c. 48, § 24, relating to false scales or measures, amended. Section twenty-four of chapter forty-eight of the revised statutes is hereby amended by adding thereto the following words:

'A sealer, or his duly appointed deputy may examine commodities sold or offered for sale and test them for correct weight, measure or count, and bring complaint for violations of sections eight to twenty-five, both inclusive, of this chapter. He, or his duly appointed deputy may for the purpose stated above, and in the general performance of his or their official duties, have access without formal warrant to any stand, place, building or premises, or to any sales slip, record of sale, or weight slip, or may stop any vendor, peddler, junk dealer, coal wagon, ice wagon, or any person for the purpose of making the proper tests. Any person refusing to exhibit any sales slip, record of sale, or weight slip in his possession, or to allow proper tests for correct weight, measure or count, or refusing to proceed to a proper and convenient place for the making of any such test, shall be punished by a fine not exceeding ten dollars,' so that said section, as amended shall read as follows:

'Sec. 24. Sealer or his deputy may examine commodities sold or offered for sale; may stop coal or ice wagon, or any vendor, for purpose of making test. Whoever by himself, or by his servant, or as the agent or servant of another, shall use or retain in his possession any false scales, weight or measure or weighing or measuring device in the buying or selling of any commodity or thing, or whoever after a weight, measure, scale, balance or beam has been adjusted and sealed, shall alter it so that it does not conform to the public standard and shall fraudulently make use of it, or whoever shall dispose of any condemned scales, weight, measure, or weighing