

# 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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Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Seventy-Eighth Legislature

**1917**

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upon insert the name and amount due such plantations in the first warrant drawn in that year. The state superintendent of public schools shall be satisfied that all such plantations are organized, and that schools have been established therein according to law, that assessors are sworn and qualified, and that the treasurers of such plantations have given bonds as required by law.'

Approved April 7, 1917.

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## Chapter 262.

An Act Authorizing Municipal Officers to Appoint Examiners of Steam Engineers and Firemen.

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

**Sec. 1. Municipal examiners of steam engineers and firemen; appointment of.** The municipal officers of cities and towns shall annually in the month of April, or as soon as practical thereafter, appoint an examiner of steam engineers and firemen who has had not less than five years practical experience operating boilers and engines.

**Sec. 2. Operators must obtain certificates of competency; application. Exemption.** It shall be unlawful for any person or persons to operate a steam plant consisting of boiler and engine where the services of an engineer or fireman are required, without first obtaining a certificate of competency from said examiner; this act shall not apply to dwelling houses, apartment houses, and buildings where the steam plant is used for heating purposes only.

Any person intending to operate a steam plant except as herein provided shall make application in writing to the city clerk, who will notify him in writing when to appear for examination.

**Sec. 3. Licenses graded; qualifications and exemptions.** Licenses shall be granted as follows:

First grade, horse power unlimited.

Second grade, limited to five hundred horse power.

Third grade, limited to two hundred horse power.

Special grade, limited to engineers and firemen operating some special steam plant, and to night engineers and firemen, and to engineers handling donkey, hoisting and steam roller engines. A special license shall state for what purposes such license is issued and the location of the plant.

An engineer or fireman who has been granted a second grade certificate may operate a plant as specified in the first grade under direction of an engineer or fireman who has been granted a first grade certificate, and an engineer or fireman who has been granted a third grade certificate may operate a plant as specified in the second grade under direction of an engineer or fireman who has been granted a second grade certificate. All persons holding engineer's or fireman's licenses issued by the United States Local Inspectors of Steam Vessels shall be exempt from the provisions of

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this act and this act shall not apply to buildings owned by the United States government.

**Sec. 4. Examination; fee; form of certificate. Original filed with clerk; certified copy furnished applicant.** An examiner's fee of two dollars for every applicant shall be paid to the city clerk when application is made. It shall be the duty of the city clerk to forward all applications to the examiner with the fee for the same. The examiner shall examine all applicants in writing, and shall issue a certificate in the following form, if the applicant is of temperate habits and has suitable competency :

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This is to certify that \_\_\_\_\_ having made application to the city clerk for permission to take charge of and to operate a steam plant, and having produced evidence of his competency to act in said capacity as \_\_\_\_\_  
I have issued to him this certificate as approved by law this day of \_\_\_\_\_

Said certificate when issued shall be filed in the office of the city clerk and said clerk shall issue and deliver to said applicant a duly attested copy of said certificate; and the copy so issued shall be posted by the holder thereof in a frame under glass in a conspicuous place in or near the boiler room of the steam plant to be operated.

**Sec. 5. Term of certificate.** The term of certificate shall be one year from date granted unless revoked as hereinafter provided.

**Sec. 6. Renewal of license, procedure. Applicant entitled to hearing when refused renewal. Duplicate in case of loss.** When an engineer or fireman shall apply for a renewal of his license for the same grade, the presentation of the attested copy of the original certificate shall be considered sufficient evidence of his title to renewal, which certificate shall be retained by the examiner upon the official files as the evidence upon which the license was renewed, and a new certificate shall be issued upon the payment of the fee of one dollar, unless such license has been forfeited, or unless facts shall have come to the knowledge of the examiner which would render a renewal improper. In such case the applicant shall be entitled to a hearing before the examiner. In case of loss or destruction of applicant's certified copy of his license, the city clerk shall by direction of the examiner, issue to the applicant a duplicate attested copy.

**Sec. 7. Incompetency; holder of certificate entitled to hearing. License may be revoked when charge sustained; notice to be given owners of plant. Temporary operator.** When the examiner receives notice in writing signed by ten or more residents of the city or town where the steam plant in question is located stating that in their opinion the person in charge of such steam plant is incompetent to discharge his duties, or by reason of negligence, intemperance or other cause, such person ought not to longer remain in charge of such steam plant, the said examiner may temporarily suspend the authority of such person to act in said capacity until the in-

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vestigation and hearing as herein provided can be made, provided however, that said certificate shall not be permanently revoked until the said examiner shall have given a hearing to the person against whom a complaint has been filed, and shall have given him a written copy of said complaint at least forty-eight hours before said hearing is to be held. Said examiner shall immediately cause an investigation to be made as to the habits and qualifications of the person so complained of; and if such person is found to be incompetent to remain in charge of said steam plant, said examiner shall cause the certificate granted under the provisions of this act to be revoked, and notice of such revocation shall be filed with the city clerk; if the examiner shall after hearing revoke said license he shall then give the person or corporation having control of such plant notice of his findings. If after the receipt of such notice the person or corporation having control of such steam plant shall neglect or refuse to cause said steam plant to be placed in charge of some person qualified under the provisions of this act within a reasonable time thereafter, such person or corporation shall be subject to the penalties provided in section nine of this act. The person or corporation in control of a steam plant, in case of sickness, emergency or other good and sufficient reason, may temporarily employ some competent person, not holding a license as herein provided, to operate said plant for a period not exceeding two weeks.

**Sec. 8. Persons operating steam plant for one year exempt from examination.** Any engineer or fireman who has operated a steam plant for one year and who shall produce satisfactory evidence of the same, shall be entitled to a license to operate a steam plant of the same or lower grade without examination, upon payment of the fees prescribed for the granting of licenses by examination, and any engineer or fireman who now holds a license shall be entitled to receive a renewal of the same without examination.

**Sec. 9. Penalty for violations.** Whoever violates any provision of this act shall be punished by a fine not exceeding fifty dollars.

**Sec. 10. Not applicable to places of less than 40,000. Inconsistent acts and ordinances repealed.** This act shall not apply to cities and towns having less than forty thousand inhabitants. All ordinances of cities and towns and all acts inconsistent with the provisions of this act are hereby repealed.

Approved April 7, 1917.

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## Chapter 263.

An Act Amending Section Fourteen of Chapter Forty-one of the Revised Statutes, Increasing the License Fee for Itinerant Vendors.

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

**R. S., c. 41, §. 14, relating to deposit with secretary of state by itinerant vendors, amended.** Section fourteen of chapter forty-one of the revised statutes is hereby amended by striking out the words "twenty-five" in the