

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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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Seventy-Eighth
Legislature

1917

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be in full for all fees pertaining to his office but the salary of the present incumbent during the term for which he is now appointed shall in no way be affected by the foregoing provisions.

Upon complaint to any judge of a municipal or police court or to any trial justice in the county of Kennebec, charging a person with the commission of an offense committed in the city of Waterville, such judge or trial justice, if satisfied after examination that the accused committed the offense, shall issue his warrant returnable before the judge or recorder of the municipal court of the city of Waterville, anything in the act creating said municipal court of the city of Waterville or any amendment thereto to the contrary notwithstanding,' so that said section as amended shall read as follows:

'Sec. 8. Salary of recorder decreased from \$500 to \$400; salary of present incumbent not affected. Warrants alleging commission of offense in Waterville may be issued by any municipal or police court judge or trial justice in Kennebec county returnable before Waterville court. There shall be appointed by the governor, for said court, a recorder, who shall keep the records of said court when requested so to do by the judge; and in case of absence from the court room, or sickness of the judge, or when the office of judge shall be vacant, the recorder shall have and exercise all the powers of the judge, and perform all the duties required of said judge by this act, and shall be empowered to sign and issue all processes and papers, and to do all acts as fully and with the same effect as the judge could do were he acting in the premises; and the signature of the recorder, as such, shall be sufficient evidence of his right to act instead of the judge. The recorder shall receive from the treasurer of the county of Kennebec, in monthly payments, an annual salary of four hundred dollars, which shall be in full for all fees pertaining to his office, but the salary of the present incumbent during the term for which he is now appointed shall in no way be affected by the foregoing provision.

Upon complaint to any judge of a municipal or police court or to any trial justice in the county of Kennebec, charging a person with the commission of an offense committed in the city of Waterville, such judge or trial justice, if satisfied after examination that the accused committed the offense, shall issue his warrant returnable before the judge or recorder of the municipal court of the city of Waterville, anything in the act creating said municipal court of the city of Waterville or any amendment thereto to the contrary notwithstanding.'

Approved April 7, 1917.

Chapter 199.

An Act for the Assessment of a State Tax for the Year One Thousand Nine Hundred and Eighteen.

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

Sec. 1. State tax for 1918. A tax is hereby assessed for the year one thousand nine hundred and eighteen and upon each city, town, plantation, township and each lot or parcel of land not included in any township in this state.

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Sec. 2. Rate and basis of computation. The rate of such tax is hereby fixed at six mills upon the dollar, which shall include the one mill to be used for the mill tax highway fund, and one cent for each taxable poll. The valuation as determined by the board of state assessors, as set forth in the statement filed by said board as provided by the revised statutes, chapter nine, section eleven, shall be the basis for the computation and apportionment of the tax hereby assessed.

Sec. 3. Lists to be filed with state treasurer on or before April 1st, 1918. On or before April first nineteen hundred and eighteen, the state assessors shall file with the state treasurer lists of the taxes provided by the preceding section.

Sec. 4. Treasurer's warrant. The treasurer of this state shall, in the month of April, in the year of our lord one thousand nine hundred and eighteen, send his warrant with a copy of the lists named in the preceding section directed to the mayor and aldermen, selectmen or assessors of each city, town or plantation taxed as aforesaid, requiring them respectively to assess, in dollars and cents, the sum so charged, according to the provisions of the law for the assessment of taxes and add the amount of such tax to the amount of county and town taxes, to be by them assessed in each city, town and plantation or other place respectively.

Sec. 5. Tax to be remitted by municipal treasurers on or before Dec. 1st, 1918. The treasurer of state in his said warrants, shall require the said mayor, and aldermen, selectmen, or assessors respectively to pay or to issue their several warrants requiring the collectors of their several cities, towns and plantations to collect and pay into the treasury of their respective cities, towns and plantations the sums against said cities, towns and plantations, required by this act which said respective treasurer shall pay to the state treasurer on or before the first day of December one thousand nine hundred and eighteen, and said mayor and aldermen, selectmen and assessors, respectively, shall return a certificate of the names of such collectors, with the sums which each collector may be required to collect; to said state treasurer, sometime before the first day of December in the year of our Lord one thousand nine hundred and eighteen.

Sec. 6. Delinquent municipalities; procedure as to collection. When the time for the payment of a state tax to the treasurer of state has expired, and it is unpaid, the treasurer of state shall give notice thereof to the municipal officers of any delinquent city, town or plantation, and unless such tax shall be paid within sixty days the treasurer of state may issue his warrants to the sheriff of the county requiring him to levy, by distress and sale, upon the real and personal property of any of the inhabitants of the town, and the sheriff or his deputies, shall execute such warrants observing the regulations provided for satisfying warrants against deficient collectors, as prescribed by chapter eleven of the revised statutes.

Sec. 7. School funds to be withheld from delinquent municipalities. When any state tax assessed upon any city, town or plantation remains unpaid, such city, town or plantation is precluded from drawing from the state

treasury the school funds set apart for such city, town or plantation, so long as such tax remains unpaid.

Approved April 7, 1917.

Chapter 200.

An Act for the Assessment of a State Tax for the Year One Thousand Nine Hundred and Seventeen.

Emergency preamble. Whereas, all taxes upon real and personal property in this State are assessed as of April first and in the greater portion of the municipalities the assessments are completed during the months of April and May of each year, and

Whereas, it is necessary that the warrants for state taxes shall be transmitted by the treasurer of state to the assessors of the several cities, towns and plantations as soon after April first as practicable in order that the taxes may be promptly assessed so that the cities, towns and plantations may receive sufficient revenue for current expenses, and,

Whereas, in the opinion of the legislature, these facts render the immediate passage of this act necessary for the preservation of the public peace, health and safety and constitute an emergency within the meaning of the Constitution, now therefore,

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

Sec. 1. State tax for 1917. A tax is hereby assessed for the year one thousand nine hundred and seventeen upon each city, town, plantation, township and each lot or parcel of land not included in any township in this state.

Sec. 2. Rate and basis of computation. The rate of such tax is hereby fixed at six mills upon the dollar, and one cent for each taxable poll. The valuation as determined by the board of the state assessors, as set forth in the statement filed by said board as provided by the revised statutes, chapter nine, section eleven, shall be the basis for the computation and apportionment of the tax hereby assessed.

Sec. 3. Lists to be filed with state treasurer on or before April 1st, 1917. On or before April first nineteen hundred and seventeen, the state assessors shall file with the state treasurer lists of the taxes provided by the preceding sections.

Sec. 4. Treasurer's warrant. The treasurer of this state shall, in the month of April, in the year of our Lord one thousand nine and seventeen, send his warrant with a copy of the lists named in the preceding section directed to the mayor and aldermen, selectmen or assessors of each city, town or plantation taxed as aforesaid, requiring them respectively to assess, in dollars and cents, the sum so charged, according to the provisions of the law for the assessment of taxes and add the amount of such tax to the amount of county and town taxes, to be by them assessed in each city, town and plantation or other place respectively.