

MAINE STATE LEGISLATURE

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Acts and Resolves

As Passed by the

Seventy-Ninth Legislature

OF THE

STATE OF MAINE

1919

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PUBLIC LAWS
OF THE
STATE OF MAINE

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agricultural resources as may be required by the commissioner of agriculture. Such tabulation of statistics shall be forwarded to the department of agriculture on or before the fifteenth day of May. For such work the assessors shall be paid by the city, town, or plantation at the same rate as they are paid for other services.

Sec. 2. Commissioner of agriculture to furnish blanks and instructions. The commissioner of agriculture shall prepare and furnish to the assessors such blanks and instructions as may be necessary for the carrying out of the provisions of the preceding section.

Approved April 1, 1919.

Chapter 152.

An Act to Provide for the Removal of Electric Wires and Poles When Necessary for the Repair of Streets or Removal of Buildings.

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

R. S., c. 60, § 31; relating to removal of wires and poles for removal of buildings, etc., amended. Section thirty-one of chapter sixty of the revised statutes is hereby repealed and the following enacted in place thereof:

‘Sec. 31. Permit to be obtained from municipal officers; damages to be assessed in case of injury to way or bridge; wires for transmitting train orders or operating block signals not to be cut unless by agreement, without permit from public utilities commission; penalties. Whoever desires to cut, disconnect or remove the wires or poles of a telegraph, telephone, electric light or street railroad company in order to move a building, alter, repair or improve a street, bridge or way, or for any other necessary purpose; shall first apply in writing to the municipal officers of the towns or cities in and through which it is proposed to move. Whenever such an application is received the municipal officers shall fix a time and place for hearing and give reasonable notice thereof including actual notice to any utility whose service is likely to be interrupted or property interfered with. Upon hearing the municipal officers may grant a permit on such terms and conditions and make such apportionment of the expense as they deem best. Whoever disconnects or removes such wires or poles or moves any building without first obtaining such permit, shall be fined not exceeding five hundred dollars, or imprisoned not more than three years.

Provided, however, that unless the utility and the person or corporation desiring to cut, disconnect, or remove any wires or poles owned or used under contract by such utility for transmitting train orders or operating

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block signals, first agree upon the terms thereof, no such wire or wires, pole or poles, shall be cut, disconnected, or removed, until after, and in accordance with, a permit therefor granted by the public utilities commission, upon application therefor to said public utilities commission, and actual notice to the utility owning or using such wires or poles, and hearing. At such hearing said commission may grant such permit on such terms and conditions, and make such apportionment of the expense arising thereunder as it deems best. Whoever violates the provisions of this clause shall be punished in the manner above provided for violations of other portions of this section.

In case any way or bridge is damaged by reason of the granting of such permit the municipal officers shall determine what proportion of such damage shall be paid by the owner of said building to be recovered by the town in an action of debt.'

Approved April 1, 1919.

Chapter 153.

An Act Additional to Section Two of Chapter Fifty-two of the Revised Statutes, Relating to the Definition of Banking.

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

R. S., c. 52, § 2; defining the term "banking business," amended. Section two of chapter fifty-two of the revised statutes is hereby amended by adding at the end of said section the following: 'Any corporation engaged in the business within the State of Maine of deriving profit from the loan or use of money shall be deemed to be doing a banking business,' so that said section, as amended, shall read as follows:

'Sec. 2. Corporation deriving profit from loan or use of money included. No person, copartnership, association, or corporation shall do a banking business unless duly authorized under the laws of this state or the United States, except as provided by the following section. The soliciting, receiving, or accepting of money or its equivalent on deposit as a regular business by any person, copartnership, association, or corporation shall be deemed to be doing a banking business, whether such deposit is made subject to check or is evidenced by a certificate of deposit, a pass book, a note, a receipt, or other writing; provided that nothing herein shall apply to or include money left with an agent, pending investment in real estate or securities for or on account of his principal. Any corporation engaged in the business within the State of Maine of deriving profit from the loan or use of money shall be deemed to be doing a banking business.'

Approved April 1, 1919.