

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

Eighty-first Legislature

OF THE

STATE OF MAINE

1923

---

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.

---

KENNEBEC JOURNAL PRINT SHOP  
AUGUSTA, MAINE  
1923

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

As Passed by the Eighty-First Legislature

**1923**

[supplied from page 1 of volume]

## Chapter 210.

An Act Relating to the Assessment of the County Taxes in the Several Counties for the Year Nineteen Hundred and Twenty-three.

**Emergency preamble.** Whereas, the assessment of the county taxes for defraying the expenses of government of the several counties is immediately necessary for the preservation of the public peace, health and safety, and

Whereas, by revised statutes, chapter ten, section seventy-two, said county taxes are required to be apportioned by the county commissioners in March, and

Whereas, the resolve granting the county taxes was not passed in season to leave sufficient time in the month of March for making the apportionment by the county commissioners as provided by law; in the opinion of this legislature the facts above recited constitute an emergency rendering it immediately necessary for the preservation of the public peace, health and safety that an act should be passed extending the time for such apportionment, therefore

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

**Sec. 1. County taxes for 1923 may be apportioned in March or April.** County taxes of the several counties for the year nineteen hundred twenty-three may be apportioned either during the months of March or April of said year upon the last state valuation.

**Sec. 2. Emergency clause.** In view of the emergency expressed in the preamble, this act shall take effect when approved.

Approved April 5, 1923.

## Chapter 211.

An Act to Provide for the Supervision, Regulation and Conduct of the Transportation of Persons Over the Public Highways of the State of Maine by Automobiles, Jitney Busses and Auto Stages by the Public Utilities Commission.

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

**Sec. 1. P. L., 1921, c. 184, sec. 1; relating to jurisdiction of public utilities commission over jitney busses, amended.** Chapter one hundred and eighty-four of the public laws of nineteen hundred and twenty-one is hereby amended by striking out section one in said chapter and inserting in place thereof the following:

**'Sec. 1. Motor vehicles carrying passengers for hire over regular routes under jurisdiction of public utilities commission; term "regular routes" defined; how question is determined.** The public utilities commission shall

have jurisdiction over every person, firm or corporation operating any motor vehicle upon any public street or highway for the carrying of passengers for hire, provided the same are operated over regular routes between points in this state. The words "regular routes" as used in this act mean those routes over which any person, firm or corporation is usually or ordinarily operating any motor vehicle, even though there may be departures from said routes, whether such departure be periodic or irregular. Whether or not any motor vehicle is being operated over regular routes within the meaning of this act shall be a question of fact, and the finding of the public utilities commission thereon shall be final and shall not be subject to review, except that questions of law may be raised in the manner provided in sections fifty-five and fifty-six of chapter fifty-five of the revised statutes.'

**Sec. 2. P. L., 1921, c. 184, sec. 4; relating to issuing certificates for operation, amended.** Chapter one hundred and eighty-four of the public laws of nineteen hundred and twenty-one is hereby amended by striking out all of the words in section four after the word "operation" in the fifth line thereof, so that said section, as amended, shall read as follows:

**'Sec. 4. Motor vehicles not to be operated without a certificate from commission.** No person, firm or corporation shall operate such motor vehicle or vehicles on any street or highway in any city or town of this state, without obtaining from the public utilities commission, a certificate permitting such operation.'

**Sec. 3. P. L., c. 184, sec. 5; stricken out and new sections added.** Chapter one hundred and eighty-four of the public laws of nineteen hundred and twenty-one is hereby amended by striking out all of section five and inserting in place thereof the two following sections:

**'Sec. 5. Commission has right to revoke certificates.** The public utilities commission shall have the right to revoke a certificate of any person, firm or corporation who shall fail to comply with the rules and regulations as provided in section two of said chapter one hundred and eighty-four.

**'Sec. 6. Penalties for operating without certificate or after certificate has been revoked.** Any person, firm or corporation who operates an automobile for the purposes as set forth in section one of this act, without first obtaining a certificate from the public utilities commission or after said certificate has been revoked by the public utilities commission, shall be subject to a fine of not less than ten dollars nor more than one hundred dollars, or by imprisonment for not less than thirty days nor more than ninety days, or by both fine and imprisonment,' so that said chapter, as amended, shall read as follows:

## CHAP. 211

**‘Sec. 1. Motor vehicles carrying passengers for hire over regular routes under jurisdiction of public utilities commission; term “regular routes” defined; how question is determined.** The public utilities commission shall have jurisdiction over every person, firm or corporation operating any motor vehicle upon any public street or highway for the carrying of passengers for hire, provided the same are operated over regular routes between points in this state. The words “regular routes” as used in this act mean those routes over which any person, firm or corporation is usually or ordinarily operating any motor vehicle, even though there may be departures from said routes, whether such departure be periodic or irregular. Whether or not any motor vehicle is being operated over regular routes within the meaning of this act shall be a question of fact, and the finding of the public utilities commission thereon shall be final and shall not be subject to review, except that questions of law may be raised in the manner provided in sections fifty-five and fifty-six of chapter fifty-five of the revised statutes.

**‘Sec. 2. Commission to make rules and regulations governing use of such motor vehicles.** Said commission is hereby authorized to make from time to time rules and regulations governing the operation of said motor vehicles, which shall include provisions concerning the route of operation, schedule to be operated and maintained, rates of fare to be charged for the carriage of passengers, the safeguarding of passengers and other persons using the streets and highways and such other reasonable regulations as may be deemed necessary for the safety or convenience of the public.

**‘Sec. 3. Existing statutes relative to registration and operation of motor vehicles, not affected.** Nothing herein contained shall exempt any person, firm or corporation owning or operating said motor vehicle or vehicles from complying with existing statutes relating to the ownership, registration and operation of motor vehicles in this state as defined in chapter twenty-six of the revised statutes.

**‘Sec. 4. Motor vehicles not to be operated without a certificate from commission.** No person, firm or corporation shall operate such motor vehicle or vehicles on any street or highway in any city or town of this state, without obtaining from the public utilities commission, a certificate permitting such operation.

**‘Sec. 5. Commission has right to revoke certificates.** The public utilities commission shall have the right to revoke a certificate of any person, firm or corporation who shall fail to comply with the rules and regulations as provided in section two of said chapter one hundred eighty-four.

**'Sec. 6. Penalties for operating without certificate or after certificate has been revoked.** Any person, firm or corporation who operates an automobile for the purposes as set forth in section one of this act, without first obtaining a certificate from the public utilities commission or after said certificate has been revoked by the public utilities commission, shall be subject to a fine of not less than ten dollars nor more than one hundred dollars, or by imprisonment for not less than thirty days nor more than ninety days, or by both fine and imprisonment.'

Approved April 5, 1923.

## Chapter 212.

An Act to Amend Section Thirty-eight of Chapter Two Hundred Nineteen, of the Public Laws of Nineteen Hundred Seventeen, as Amended by Chapter Thirty-seven of the Public Laws of Nineteen Hundred and Nineteen, and as Amended by Chapter One Hundred Seventeen of the Public Laws of Nineteen Hundred Twenty-one, Relating to the Protection of Deer.

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

P. L., 1917, c. 219, sec. 38; 1919, c. 37; 1921, c. 117; relating to close time on deer in certain counties, amended. Section thirty-eight of chapter two hundred nineteen of the public laws of nineteen hundred seventeen, as amended by chapter thirty-seven of the public laws of nineteen hundred nineteen and as amended by chapter one hundred seventeen of the public laws of nineteen hundred twenty-one, is hereby amended by inserting after the word "Aroostook" in the second line of said section, the words 'Hancock and Washington,' and by striking out the words "September thirtieth" in the third line of said section, and by inserting in place thereof the words 'October fifteenth,' and by striking out the words "and in the counties of Hancock and Washington, from December fifteenth of each year to October fourteenth of the following year, both days inclusive," in the fourth, fifth and sixth lines of said section, and by striking out the words "one of which shall be a buck with antlers; provided, however, that a spikehorn deer shall not be considered a deer with antlers; provided further, that it shall be unlawful for any person to kill, or have in possession, during any open season in one year, more than one female deer, or part or parts thereof," in the twenty-second, twenty-third, twenty-fourth, twenty-fifth and twenty-sixth lines of said section, and by striking out all of the second paragraph in said section beginning with the word "provided" and ending with the word "period," so that said section, as amended, shall read as follows:

**'Sec. 38. Close time on deer from Dec. 1 to Oct. 15; Hancock and Washington counties included; provision that one deer taken shall be a buck, eliminated.** There shall be an annual closed season on deer in the