

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-fourth Legislature

OF THE

STATE OF MAINE

1929

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 COMPANY
AUGUSTA, MAINE

1929

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-fourth Legislature

1929

[supplied from page 1 of volume]

Sec. 45. Biennial report of commission. The commission shall make a report to the governor and council for the biennial period ending December thirty-first of each even year, giving such statistical information as may be contained in its department in relation to the administration of this act, particularly with reference to the number of employees under the act, the number injured, the amount of compensation and other benefits paid, and the cost of the same to the employers.

Sec. 46. Penalty for false statements. If for the purpose of obtaining any benefit or payment under the provisions of this act, either for himself or for any other person, any one wilfully makes a false statement or representation he shall be guilty of a misdemeanor and liable to a fine of not exceeding fifty dollars, and shall forfeit all right which he may have to compensation under this act.

Sec. 47. Unconstitutionality of part of act not to affect whole. If any part or section of this act be decided by the courts to be unconstitutional or invalid, the same shall not affect the validity of the act as a whole, or any part thereof which can be given effect without the part so decided to be unconstitutional or invalid.'

Approved April 12, 1929.

Chapter 301.

An Act Relating to 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. 7; P. L., 1923, c. 211; P. L., 1925, c. 167; relating to operation of jitney busses and auto stages, further amended. Section seven of chapter one hundred and eighty-four of the public laws of nineteen hundred and twenty-one, as amended by chapter two hundred and eleven of the public laws of nineteen hundred and twenty-three and chapter one hundred and sixty-seven of the public laws of nineteen hundred and twenty-five, is hereby further amended by inserting the words 'or two individuals' after the word "state" in the eighth line thereof, and the words 'which bond shall be approved by the public utilities commission, after the word "thereon" in said eighth line, and by striking out the word "surety" in the eighth line thereof, so that said section seven, as amended, shall read as follows:

'Sec. 7. Bond required shall be approved by public utilities commission. The secretary of state shall not register any motor vehicle or trailer subject to the supervision and control of the public utilities commission, and the

CHAP. 301

public utilities commission shall not issue a certificate permitting the operation of such motor vehicle or trailer, and no person or persons shall operate or cause to be operated upon any public highway any such motor vehicle or trailer until the owner or owners thereof shall have procured insurance or a bond having a surety company authorized to transact business in this state or two individuals, as surety thereon, which bond shall be approved by the public utilities commission, which insurance or bond shall indemnify the insured against any legal liability for personal injury, the death of any person or property damage, which injury, death or damage may result from or have been caused by the use or operation of the motor vehicle or trailer described in the contract of insurance or such bond.'

Sec. 2. P. L., 1921, c. 184, sec. 8; as amended; relating to amount of insurance or bond, further amended. Section eight of said chapter one hundred and eighty-four of the public laws of nineteen hundred and twenty-one, as amended, is hereby further amended by striking out all of said section eight and inserting the following, to be known as section eight:

'Sec. 8. Amount of insurance or bond determined by public utilities commission. The amount of insurance or of such bond which each motor vehicle or trailer owner shall carry as insurance or indemnity against claims for personal injury, death or property damage shall be determined by the public utilities commission.'

Sec. 3. P. L., 1921, c. 184, sec. 9; as amended; relating to company to file a certificate with secretary of state; further amended. Section nine of said chapter one hundred and eighty-four of the public laws of nineteen hundred and twenty-one, as amended, is hereby further amended by striking out all of said section nine and inserting the following, to be known as section nine:

'Sec. 9. Insurance policy or indemnity bond shall be filed with commission before registration. The original policy of insurance or the indemnity bond, or a certified copy thereof, or such certificate relative thereto as the public utilities commission may require, shall be filed with said commission before said motor vehicle is registered by the secretary of state as required by law, proper notice thereof being given by said commission to the secretary of state. No such insurance or bond shall lapse, expire or be cancelled while the registration is in force until at least ten days' written notice shall have been given the public utilities commission and the secretary of state of an intention to cancel and until said public utilities commission shall have accepted other insurance or indemnity bond and shall have notified the person or company seeking to cancel such insurance or bond that such other insurance or bond has been accepted or that the public service registration of the motor vehicle or trailer described in such insurance policy

or bond has been cancelled and the number plates of such motor vehicle or trailer described in such insurance or bond have been returned to the secretary of state.'

Sec. 4. P. L., 1921, c. 184, sec. 10; as amended; relating to notice of injury or damage to be given company, further amended. Section ten of said chapter one hundred and eighty-four of the public laws of nineteen hundred and twenty-one, as amended, is hereby further amended by inserting the words 'or individuals' after the word "company" in the sixth line thereof, so that said section ten, as amended, shall read as follows:

'**Sec. 10.** Company or individuals executing bond to be notified of injury sustained. Any person sustaining bodily injuries, or injury to or destruction of his property, and the personal representatives of any person sustaining death by reason of an accident arising out of the ownership, operation, maintenance or use upon the ways of the state of any motor vehicle or trailer shall within one year thereafter give to the company or individuals executing any motor vehicle liability bond as surety for the owner or the person responsible for the operation of such motor vehicle or trailer involved in such accident, or to the liability insurance company issuing the motor vehicle liability policy covering such owner or other person, a notice in writing of the time, place and cause of the said injury, death or damage.'

Sec. 5. P. L., 1921, c. 184, sec. 12; as amended; relating to action being brought in name of the state, further amended. Section twelve of said chapter one hundred and eighty-four of the public laws of nineteen hundred and twenty-one, as amended, is hereby further amended by inserting the words 'or individuals' after the word "company" in the sixth line thereof, so that said section twelve, as amended, shall read as follows:

'**Sec. 12.** When judgment is not satisfied within 30 days. If a judgment rendered against the principal of a motor vehicle liability bond or against the person responsible for the operation of the principal's motor vehicle or trailer is not satisfied within thirty days after its rendition, the judgment creditor may for his use and benefit and at his sole expense bring an action in the name of the state against the surety company or individuals executing the bond, but no action shall be brought later than four months from the date of the original execution.'

Sec. 6. P. L., 1921, c. 184, sec. 13; as amended; relating to offering of inducements by insurance and surety companies, further amended. Section thirteen of said chapter one hundred and eighty-four of the public laws of nineteen hundred and twenty-one, as amended, is hereby further amended by inserting the words 'or individuals' after the word "thereof" in the second line thereof; and after the word "broker" in the seventh line there-

CHAP. 303

of; and by striking out the word "or" between the words "agent" and "broker" in the seventh line thereof; so that said section, as amended, shall read as follows:

Sec. 13. Offer of valuable consideration or inducement prohibited. No insurance or surety company, officer, agent or attorney thereof, or individuals, and no insurance broker shall pay or allow, or offer to pay or allow any valuable consideration or inducement not specified in the policy or contract, in connection with placing or negotiating any motor liability bond or any motor liability policy, both as defined in section two. No such insurance or surety company, officer, agent, broker or individuals shall at any time pay or allow or offer to pay or allow any rebate of any premium paid or payable on any policy of insurance or bond.'

Sec. 7. P. L., 1921, c. 184; as amended; relating to act to take effect, amended by striking out entire section 16. Chapter one hundred and eighty-four of the public laws of nineteen hundred and twenty-one, as amended, is further amended by striking out section sixteen thereof.

Approved April 12, 1929.

Chapter 302.

An Act Relating to Fishing in Kewayden Lake in the Town of Stoneham.

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

Sec. 1. Ice fishing in Kewayden lake permitted. It shall be lawful to fish for, take, catch or kill any fish except salmon and trout through the ice in Kewayden lake in the town of Stoneham.

Sec. 2. Close time in tributaries of Kewayden lake. It shall be unlawful to fish for, take, catch or kill any fish at any time in all the tributaries of Kewayden lake in said town of Stoneham.

Sec. 3. Inconsistent acts repealed. All acts or parts of acts, inconsistent herewith are hereby repealed.

Approved April 13, 1929.

Chapter 303.

An Act Relating to Prohibiting Business and Recreation on Sunday.

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

R. S., c. 126, sec. 35; relating to business, traveling and recreation, prohibited. Section thirty-five of chapter one hundred and twenty-six of the