

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fourth Legislature

OF THE

STATE OF MAINE

1929

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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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1929

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

As Passed by the Eighty-fourth Legislature

**1929**

[supplied from page 1 of volume]

Provided, further, that it shall be lawful to take minnows and other fish usually used for bait for fishing, in all the inland waters of the state, and to sell the same for bait for fishing only in this state; and provided, further, that it shall be lawful to catch white fish with single hook and line at any time, in all the inland waters of the state, but they shall not be taken at night with set lines; and provided, further, that white fish and cusk may be taken, by means of nets, for food purposes only in the family of person taking same, in such waters as the commissioner of inland fisheries and game may deem advisable, and under such conditions, rules and regulations as he may establish; and provided, further, that it shall be lawful to catch cusk at any time in waters open to ice fishing with not more than five set lines to each family when fishing through the ice and when under the immediate personal supervision of the person fishing; and provided, further, that it shall be lawful to take suckers with spears, in all the inland waters of the state during April and May of each year.'

Approved April 13, 1929.

### Chapter 363.

An Act to Permit Residents of Readfield in Kennebec County to Fish Through the Ice in Lake Maranacook in Said County.

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

**Ice fishing for pickerel and perch permitted in Lake Maranacook.** It shall be lawful to fish through the ice for pickerel and perch in Lake Maranacook, Kennebec county, on each Thursday during the month of January.

Approved April 13, 1929.

### Chapter 364.

An Act Relating to the Use of Moneys Received from the Tax on Gasoline, Conditional on an Amendment to the Constitution to Authorize Highway and Bridge Bonds.

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

**Sec. 1.** P. L., 1923, c. 224, sec. 8; P. L., 1925, c. 212; P. L., 1927, c. 251; relating to application of taxes collected on gasoline, further amended. Section eight of chapter two hundred and twenty-four of the public laws of nineteen hundred and twenty-three, as amended by chapter two hundred and twelve of the public laws of nineteen hundred and twenty-five, as amended by chapter two hundred and fifty-one of the public laws of nineteen hundred and twenty-seven, is hereby further amended by striking out the words "eighteen and three-quarters" in the third and fourth lines thereof

## CHAP. 364

and inserting therein the word 'fifty,' and by striking out the words "twenty-five" in the seventh line thereof and inserting therein the words 'thirty-seven and one-half,' and by striking out after the word "highways" in the eighth line thereof the words "it being the intention of the legislature to make this appropriation available for the fiscal year of nineteen hundred and twenty-eight; forty-three and three-quarters per cent thereof shall be used for the construction or reconstruction of state highways," so that said section as amended shall read as follows:

**'Sec. 8. Appropriation and use of moneys received from the tax on gasoline.** All moneys received through the provisions of this act by the treasurer of state shall be appropriated and used in the following manner, namely: fifty per cent thereof for the maintenance of state and state aid highways, interstate, intrastate and international bridges; twelve and one-half per cent thereof shall be added to the balance of the fund for the construction of third class highways; thirty-seven and one-half per cent thereof shall be added to the fund for the construction of state aid highways. Any unexpended balances from the above apportionments shall not lapse but shall be carried forward to the same fund for the next fiscal year, except that any balance of the appropriation herein made for the construction of state aid highways, after allotments in full as applied for by the towns have been made yearly, shall be added to the fund for construction of third class highways. If the moneys, provided for by this section, have not been collected or for any reason are not available for the purposes herein specified, the governor and council may issue their warrant to the treasurer of state, authorizing him to advance and pay from any moneys then in the treasury not otherwise appropriated, such sums of money as they may deem necessary to carry on the construction and maintenance of highways and bridges, until such time as said moneys shall become available for said purposes, at which time all necessary adjustments may be made on the books of the state auditor and state treasurer.'

**Sec. 2. Act to take effect January 1, 1930, subject to referendum.** This act shall take effect on the first day of January, nineteen hundred and thirty, provided, however, that the resolve passed by the eighty-fourth legislature providing for an amendment to section seventeen of article nine of the constitution of the state therein increasing the amount of state bonds which the legislature may authorize to be issued for the purpose of building state highways and interstate, intrastate and international bridges, is adopted by votes given in by the inhabitants of the various cities, towns and plantations, voting on said amendment in accordance with the provisions of said resolve as required by the constitution, and provided, further, that this act shall not take effect unless an act to provide for an

increase of the tax on gasoline submitted to the people for their acceptance shall fail to be accepted by the people.

Approved April 13, 1929.

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## Chapter 365.

An Act Relating to a Tax on Gasoline.

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

Sec. 1. P. L., 1923, c. 224, sec. 2; as amended; relating to excise tax on gasoline, further amended. Section two of chapter two hundred and twenty-four of the public laws of nineteen hundred and twenty-three, as amended, is hereby further amended by striking out in the second line thereof after the word "of" the word "four" and inserting in place thereof the word 'five' and by striking out in the eighth line thereof after the word "that" the word "three" and inserting in place thereof the word 'four,' so that said section as amended shall read as follows:

'Sec. 2. Tax of five cents levied and imposed upon internal combustion engine fuels. There is hereby levied and imposed an excise tax of five cents per gallon upon said internal combustion engine fuels sold within this state and for the uses defined in this act; excepting, however, such internal combustion engine fuels in such form and under such circumstances as shall preclude the collection of this tax from the distributor by reason of the provisions of the laws of the United States, or sold wholly for exportation from the state, provided that four cents of the tax so paid and no more, upon such internal combustion engine fuels sold for exclusive use in motor boats, tractors used for agricultural purposes not operating on public ways or in such vehicles as run only on rails or tracks, or sold for use in stationary engines, or sold for use in the mechanical or industrial arts, shall be refunded as hereinafter provided. The increased tax provided hereby shall be due and payable on all internal combustion engine fuel held in the hands of distributors and retailers at the time this act shall become effective.'

Sec. 2. P. L., 1923, c. 224, sec. 8; as amended; relating to application of taxes collected, further amended. Section eight of chapter two hundred and twenty-four of the public laws of nineteen hundred and twenty-three, as amended, is hereby further amended by striking out that portion of said section from the word "namely" in the third line to the word "any" in the twelfth line and inserting in place thereof the following: 'thirty per cent thereof for the maintenance of state and state aid highways, interstate, intrastate and international bridges; ten per cent thereof shall be added