

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth Legislature

OF THE

STATE OF MAINE

From April 4, 1931, to March 31, 1933

AND MISCELLANEOUS STATE PAPERS

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Published by the Secretary of State in conjunction with the Revisor of Statutes in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, March 16, 1842, and an Act approved April 2, 1931.

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

As Passed by the Eighty-sixth Legislature

**1933**

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**CHAP. 211**

into any combination to fix prices except as authorized and permitted in the agricultural marketing laws of the United States, or (d) not being licensed shall conduct the business of buying milk for shipment as provided in this act, or (e) being licensed or otherwise, engage in such business without having a station or office therefor, or (f) fail to conform to any requirement of or violate any provision of this chapter.

**Sec. 9. Penalty.** Any person, firm or corporation violating any of the provisions of this act or who shall engage in the business of dealing in milk and/or cream without first having secured a license and giving a bond as herein required, shall be punished by a fine of not more than \$100.

Approved March 28, 1933.

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## Chapter 211.

### AN ACT Concerning the Improvement, Protection or Preservation of Shade, Forest or Ornamental Trees.

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

**Sec. 1. Qualification to work on trees.** No person, firm or corporation shall advertise, solicit or contract to improve the condition of shade, forest or ornamental trees, by pruning, trimming, or filling cavities, or to protect such trees from damage by insects or disease, either by spraying or any other method, without having secured a certificate as specified in section 2 of this act; provided any person may improve or protect any trees on his own premises or on the property of his employer without securing such a certificate.

**Sec. 2. Certificate may be issued.** The forest commissioner, state entomologist, and a botanist to be appointed by the forest commissioner, shall constitute a board which shall, upon application from any person, firm, or corporation, determine the qualifications of the applicant to improve, protect or preserve shade, ornamental, or forest trees, and if satisfied that the applicant is qualified, may issue a certificate so stating; which certificate shall be valid for 1 year from the date of its issue, unless sooner revoked as provided in section 3 of this act, and may be renewed by the board for succeeding years without further examination, upon payment of the fee hereinafter required, provided any person, firm, or corporation receiving such certificate shall be responsible for the acts of all employees in the performance of such work.

**Sec. 3. Examination and forms.** Said board shall prepare all necessary forms and prescribe all rules and regulations governing examinations, and any certificate issued under the provisions of this act may be revoked

by it upon proof that improper methods have been used or for other sufficient cause.

**Sec. 4. Fees.** Each applicant for an examination shall pay a fee of \$5 in advance, and a fee of \$2, for each certificate of renewal issued; which fees shall be credited to the appropriation for general forestry purposes, and which may be expended by the board for any expense incurred by it in making examinations or issuing certificates.

**Sec. 5. Rates.** For all work to be performed a fixed hourly rate must be stated, and if involving a sum in excess of \$50 must be done under a written contract form describing the work and fixing the maximum cost.

**Sec. 6. Application.** This act shall not apply to state, county, or municipal employees while engaged in their regular line of duty.

**Sec. 7. Penalty.** Any person, firm or corporation failing to comply with the terms of this act shall be punished by a fine of not more than \$100.

Approved March 28, 1933.

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## Chapter 212.

### AN ACT Exempting Cities With More Than Seventy-five Teachers from School Unions.

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

R. S., c. 19, § 66, amended. Section 66 of chapter 19 of the revised statutes is hereby amended to read as follows:

'Sec. 66. Towns and cities having 75 teachers need not unite; return to be made annually in December; like regulations to be observed as in union. The superintending school committee of a city or town having under its care and custody an aggregate of more than ~~fifty schools~~ 75 teachers may employ a superintendent of schools without uniting with other cities or towns for the purpose. Said superintendent of schools shall be chosen in the same manner and for the same term, his salary shall be fixed, and he may be discharged under the same conditions as superintendents employed under the provisions of section 64. Annually, in the month of December the chairman and secretary of said committee shall certify to the state commissioner of education, upon forms prescribed by him, all facts relative to the employment of a superintendent including the amount of the salary received; then upon the approval of said certificate by the state commissioner of education and presentation to the governor and council, a warrant shall be drawn upon the treasurer of state for the payment to the treasurer of that town or city, of a sum equal to the amount expended