

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth and Eighty-seventh
Legislatures

OF THE

STATE OF MAINE

From April 1, 1933, to April 6, 1935

AND MISCELLANEOUS STATE PAPERS

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 Acts approved
August 6, 1930 and April 2, 1931.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1935

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-Sixth Legislature

AT THE
SPECIAL SESSION, DECEMBER 4-20

1933

Supplementary to Public Laws of the Regular Session and Special
Session of November 14.

[supplied from page 23 of volume]

Chapter 276.

AN ACT Regulating Pledge of Assets by Trust Companies.

Emergency preamble. Whereas, national banks now have the power to pledge their assets as security for deposits made therein; and

Whereas, state banks do not have this power; and

Whereas, it is necessary that the funds of the state on deposit in state banks be secured so that the functions of the state will not be interrupted for lack of funds; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety, now, therefore

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

R. S., c. 57, amended. Chapter 57 of the revised statutes is hereby amended by inserting therein a new section to be numbered 61-F and to read as follows:

'Sec. 61-F. Pledge of assets for deposits. A bank or trust company shall not have the power to pledge or hypothecate any of its assets as security for deposits made with it, except for the following:

(1) Federal, state, county, municipal, United States postmaster funds, postal savings funds, or other public funds.

(2) Funds deposited by the bank commissioner as receiver of an institution of which he has, pursuant to the provisions of law, taken possession.

(3) Funds deposited by a trust company, in its own commercial department, which funds are being held by such bank and trust company in a fiduciary capacity, and are being deposited by it pending investment or distribution.'

Emergency clause. In view of the emergency created as recited in the preamble this act shall take effect when approved.

Approved December 15, 1933.