

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
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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-Seventh Legislature

1935

[supplied from page 201 of volume]

the wages of any person employed by any city or town is derived from relief funds shall not operate to give such person the status of a pauper so that he shall be denied on that account the right of franchise.'

Approved March 23, 1935.

Chapter 81.

AN ACT Relative to the Operation by Railroad Corporations of Certain Auxiliary Services.

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

Railroad corporations, additional rights. A railroad corporation may acquire, hold, maintain and operate steamship companies, ferries, ferry boats and docks, and either directly or through subsidiaries, may own, maintain and operate motor vehicles not running upon rails or tracks, and aircraft for the transportation of passengers and/or freight. A railroad corporation, or any subsidiary thereof, in maintaining and operating such vehicles, shall be subject to the provisions of chapter 66 of the revised statutes in respect to the transportation of passengers and to the provisions of chapter 259 of the public laws of 1933 in respect to the transportation of property.

This act shall not be construed to abridge or affect any right or privilege derived from the constitution or laws of the United States.

Approved March 30, 1935.

Chapter 82.

AN ACT to Tax Games of Skill.

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

Sec. 1. Terms defined. "Game of skill" shall mean any slot machine, or contrivance which releases balls or other objects subject to the controls of the slot machine or contrivance, upon the insertion of a coin, disc or token, the play of which machine or contrivance is in some measure dependent upon the skill of the player.

The word "dealer" or "distributor" as used in this chapter shall mean any person, firm or corporation that is engaged in the business of buying, selling, exchanging, leasing, letting, hiring, or placing for use any game of skill within the meaning of this act, in the state.

Sec. 2. Dealers licensed. Every person, firm or corporation engaging in the business of buying, selling, exchanging, leasing, letting, hiring, or

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placing for use any game of skill in the state, shall first file with the state tax assessor an application for a distributor's license, accompanied with a fee of \$25, which license, if granted, shall expire annually on the 30th day of June. The state tax assessor, after due investigation, may issue licenses to bona fide distributors or dealers in games of skill. In case of failure to comply with the provisions of this act and rules and regulations made by the state tax assessor, the state tax assessor may revoke distributor's license without refund of license fee.

Sec. 3. Notice of location. Whenever a dealer or distributor places for use, leases, lets, sells, or otherwise places for play any game of skill, he shall immediately notify the state tax assessor of the name and address of the party to whom said game of skill has been leased, let, sold, or placed for play, together with the location of said game of skill.

Sec. 4. Application for license. No person, firm or corporation within this state shall have in his possession any game of skill without having filed with the state tax assessor an application for license of said game of skill accompanied by an annual fee of \$10 for each game of skill in his possession, said license to expire on the 30th day of June, annually.

The state tax assessor, upon receipt of any such application for license or licenses, accompanied by the required fee or fees, may after due investigation and having satisfied himself that the machine or contrivance is not a gambling machine, issue a license or licenses to the applicant.

The licensing of any such game of skill shall not be a defense on the part of the holder of such license to prosecution for violation of any of the provisions of chapter 136 of the revised statutes as amended, relative to gambling nor to seizure and forfeiture thereof if used or permitted to be used for gambling purposes.

Sec. 5. Exhibition of license. Said license when issued shall be exhibited on every so-called game of skill and said license may be transferred from one machine to another.

Sec. 6. Rules and regulations. The state tax assessor may make such reasonable rules and regulations regarding the administration and enforcement of the provision of this act as he may deem necessary or expedient.

Sec. 7. Penalty. Any person, firm or corporation who shall fail to comply with any of the foregoing provisions of this act, or who shall have in his possession any such game of skill without the aforesaid license, shall be guilty of a misdemeanor and shall be punished by a fine of not less than \$10 nor more than \$50, or by imprisonment for not less than 1 month nor more than 6 months, or by both such fine and imprisonment.

Sec. 8. Expenses of administration. Any and all expenses incurred

by the bureau of taxation in the administration of this act shall be paid out of the funds accruing from the fees imposed by and collected under the provisions of this act. All money collected under the provisions of this act, less the expenses incurred in the administration of this act, shall be paid into the state treasury, monthly, by the said bureau and shall be added to and shall constitute a part of the general fund.

Approved March 30, 1935.

Chapter 83.

AN ACT Relating to the Regulation of Eating and Lodging Places.

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

Sec. 1. P. L., 1933, c. 1, §§ 186 and 187, amended. Sections 186 and 187 of chapter 1 of the public laws of 1933 are hereby amended to read as follows:

'Sec. 186. Eating and lodging places, recreational and overnight camps to be licensed. No person, corporation, firm, or copartnership shall conduct, control, manage, or operate, directly or indirectly, any ~~overnight camp, recreational camp,~~ eating or lodging place, ~~recreational or overnight camp, which is operated only part of each year,~~ unless the same shall be licensed by the department. ~~Any person, corporation, association, firm, or copartnership violating the provisions of this section shall be punished by a fine of not more than \$100.'~~

'Sec. 187. Department authorized to license; terms and fees. The department is empowered to license ~~overnight camps, recreational camps,~~ eating and lodging places, ~~recreational and overnight camps which are operated only part of each year.~~ Such licenses shall be issued by the department under such terms and conditions as it deems advisable, and fees for licenses not exceeding \$5 may be charged.'

Sec. 2. Further regulations of eating and lodging places. Chapter 1 of the public laws of 1933 is hereby amended by adding thereto the following sections:

'Sec. 187-A. Licenses when, duration of, not transferable. On or before July 1st of each year every person, corporation, firm or copartnership now engaged in the business of conducting an eating or lodging place, recreational camp or overnight camp, and every person, corporation, firm or copartnership who shall hereafter engage in conducting such business shall procure a license from the department for each eating or lodging place, recreational camp or overnight camp, so conducted or proposed to be conducted, provided that 1 license shall be sufficient for each combined eating