

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,
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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]

Sec. 10. Suspending clause. All acts and parts of acts inconsistent with this act are hereby suspended in their operation during the term of this act.

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

Approved April 6, 1935.

Chapter 174.

AN ACT Relative to Establishing a Fishway Patrol on the Penobscot River.

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

Fishway patrol on the Penobscot river, established. The commissioner of inland fisheries and game shall establish a fishway patrol from the Bangor Dam, north, when said fishways shall have been rebuilt and put in usable condition.

Approved April 6, 1935.

Chapter 175.

AN ACT Relating to Semi-Trailers.

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

Sec. 1. R. S., c. 29, § 1, repealed. Section 1 of chapter 29 of the revised statutes is hereby repealed and the following section enacted in place thereof:

Sec. 1. Terms defined. As used in this chapter, unless the context otherwise indicates, the word "way" includes all kinds of public ways; the word "team" and the word "vehicle" shall each include all kinds of conveyances on such ways for persons and for property, except those propelled or drawn by human power, or used exclusively on tracks; the word "trailer" shall mean any vehicle without motive power, designed for carrying persons or property and for being drawn by a motor vehicle, not operated on tracks, and so constructed that no part of its weight rests upon the towing vehicle; the word "semi-trailer" shall mean any vehicle without motive power designed for carrying persons or property and for being drawn by a motor vehicle and so designed that some part of its weight and of its load rests upon or is carried by such motor vehicle; the term "truck tractor" shall mean any motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and the load so drawn; the term "farm

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tractor" shall mean any motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines, and other implements of husbandry; the term "road tractor" shall mean any motor vehicle designed and used for drawing other vehicles and not so constructed as to carry any load thereon either independently or any part of the weight of a vehicle or load so drawn; the term "solid tires" shall include tires of rubber or other material that do not depend on confined air for the support of the load; the term "pneumatic tire" shall mean every tire in which confined air is designed to support the load; the term "motor vehicle" shall mean any self propelled vehicle not operated exclusively on tracks. The term "motor truck" shall mean any motor vehicle designed or used for the conveyance of property; the word "tractor" shall also include any motor truck designed or used for the sole purpose of hauling or partially carrying trailers or semi-trailers; the word "owner" shall mean any person, firm, corporation, or association owning a vehicle or having exclusive right to the use thereof under contract, lease, hiring, or otherwise; the word "curb" shall mean the outer edge of a defined sidewalk or either edge of the wrought or usually travelled part of a way; the word "section" shall refer to this chapter unless otherwise indicated; and the words in the context indicating operation or use of a vehicle refer to its operation or use upon any way or bridge in this state, including public parks or parkways.

Sec. 2. R. S., c. 29, § 54, amended. Section 54 of chapter 29 of the revised statutes, as amended by section 1 of chapter 234 of the public laws of 1931, and as amended by chapter 262 of the public laws of 1931, is hereby further amended to read as follows:

'Sec. 54. Fees for registration of vehicles. The annual fees for the registration and licensing of vehicles shall be in accordance with the following schedule, and shall accompany the application for registration:

- a. Motor vehicles used for the conveyance of passengers.

Equipped with	Per H. P.	Per 100 lbs. weight
Pneumatic tires	25 cents	25 cents
Solid tires (2 or more)	25 cents	50 cents

Motor vehicles used for livery or hire shall pay double the above fees. Provided, however, that private automobiles occasionally employed for use at funerals by a duly registered or licensed undertaker, and not otherwise used for hire, shall not be subject to such double fees, and provided further, that motor vehicles used for no other passenger service or hire than for the transportation of school children to and from school are not subject to the double registration fee. Motor vehicles used for the carrying of passengers for hire and operating under the provisions of chapter 66, shall pay registration fees as follows: motor vehicles of not over 7 persons seat-

ing capacity shall pay the fees as provided in the foregoing part of this section; motor vehicles of over 7 persons seating capacity shall pay in addition to the above fees an additional sum of \$2.50 for each seat in addition to 7.

b. Tractors or road tractors.

Equipped with	Per H. P.	Per 100 lbs. weight
Pneumatic tires	25 cents	25 cents
Solid rubber tires	25 cents	50 cents
Iron, steel or other hard tires	25 cents	80 cents

The minimum fee shall never be less than \$2.

Farm tractors used for agricultural purposes or not customarily used on public ways shall pay 1/10 of the above rates; caterpillar tractors, so-called, shall pay a registration fee of \$15, except that, when so constructed as to carry a load, they shall be rated as trucks.

c. Trailers.

Equipped with	Per 100 lbs. gross weight of vehicle and load
Pneumatic tires	15 cents
Solid rubber tires	40 cents
Iron, steel or other hard tires	75 cents

The minimum fee shall never be less than \$2.

Trailers and semi-trailers having a carrying capacity of 1,000 pounds or more shall be classified and rated as trucks.

Not more than one trailer shall be drawn by a motor vehicle.

And provided further that no motor vehicle, including trucks, combination of tractor and semi-trailer, passenger buses and passenger cars shall exceed in length 36 feet over all and no trailer attached to a motor vehicle shall exceed in length 26 feet over all.

d. Motorcycles \$5.00 each

e. Motorcycle side-cars \$5.00 each

In computations under this section minor fractions of horse-power and weight shall carry the lower rating, and major fractions shall carry the next higher rating.

Horse-power specified in this chapter shall be based on the "A.L.A.M." standard, so-called.

"Steam vehicles." In the computation of fees for all vehicles propelled by steam, the horse-power rating shall be based on the system of rating adopted by the United States government.

"Electric vehicles." For vehicles propelled by electricity the rating shall be the normal horse-power designated by the manufacturers of the electric motor or motors in the vehicle.

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In computation of fees for a combination of truck tractor and semi-trailer, the vehicle to be registered for carrying capacity shall be the semi-trailer which shall take the same rating as a truck of similar capacity; provided, however, that no motor vehicle of either a single unit or combined unit shall be operated on the highway with a load that exceeds 36,000 pounds, gross weight of vehicle and load. Truck tractors of a manufacturer's rated capacity of 3 tons used for the sole purpose of hauling or conveying semi-trailers, shall pay an annual registration fee of \$10. Truck tractors of a manufacturer's rated capacity of over 3 tons, used for the sole purpose of hauling or conveying semi-trailers, shall pay an annual registration fee of \$15.

In the computation of fees based on gross weight, said gross weight, in the case of freight or merchandise vehicles, shall be the actual weight of the vehicle in pounds plus the manufacturer's rated load capacity, and in the case of passenger vehicles shall be the actual weight of the vehicles. In no case shall the registration fee be less than \$10.

On any application for registration applied for by an owner resident of this state, of a motor vehicle or trailer or semi-trailer, not including a log hauler, or traction engine, during the period between the first day of September and the 31st day of December, $\frac{1}{2}$ the registration fee shall be charged. The secretary of state upon granting the application shall register in a book or upon suitable index cards to be kept for the purpose, the vehicle described in the application, giving to its owner a distinguishing number or other mark, and shall thereupon issue a certificate of registration which shall contain the name, place of residence and address of the owner.

Approved April 6, 1935.

Chapter 176.

AN ACT Relating to Measurement of Lobsters.

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

P. L., 1933, c. 2, § 89, amended. Section 89 of chapter 2 of the public laws of 1933 as amended by chapter 247 of the public laws of 1933, and by chapter 294 of the public laws of 1933, is hereby further amended to read as follows:

'Sec. 89. Legal size of lobsters and method of measurement; penalty; prohibitions; penalties. No person shall buy, or sell, give away, or expose for sale, or possess for any purpose any lobsters less than $3 \frac{1}{16}$ inches or more than $4 \frac{3}{4}$ 5 inches in length, alive or dead, cooked or uncooked, measured from the rear of the eyesocket along a line parallel to the center line of the body shell to the rear end of the body shell; and any lobster