

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-seventh and Eighty-eighth  
Legislatures

OF THE

STATE OF MAINE

From April 7, 1935 to April 24, 1937

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

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KENNEBEC JOURNAL  
AUGUSTA, MAINE  
1937

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-Eighth Legislature

1937

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## CHAP. 42

tion referred to in this chapter to issue, upon vote of its trustees or similar governing board, bonds, notes, or other evidences of indebtedness for the purposes herein specified and subject to the approval of the commission as herein provided. The trustees or similar governing boards of any such corporations may issue notes or other evidences of indebtedness payable at periods of less than 12 months after the date thereof when necessary to carry out the purposes of such corporations.

No railroad corporation engaged in interstate commerce subject to the Interstate Commerce Act shall be required to make application to the commission, or to procure its authority, consent, approval, or order, in respect of any of the matters set forth in this section or in sections 42 and 43 of this chapter, while and so long as such corporation is required by federal law to make application to and procure authority from the interstate commerce commission as a condition precedent to such proposed action, but nothing herein contained shall exempt any such corporation from filing with the secretary of state due notice of increases in its capital stock or from the payment of any fees required by statute. Such corporation, however, shall file with the secretary of state due notice of any increase or other change in its capital stock authorized or issued, and shall pay such fees in respect thereof as may be required by statute; such notice shall be filed, and all fees required shall be paid, within 30 days after due authority has been given by the interstate commerce commission relative to the increase, or other change; no other notice shall be required to be given to the secretary of state by the corporation, and all increases or other changes in the authorized or issued capital stock of any corporation heretofore approved or authorized by the interstate commerce commission, and as to which a copy of the report and order of said commission has been filed with the secretary of state and the fees required by statute have been paid, shall be deemed to have been lawfully authorized, issued and made regardless of any other statutory provisions relative to notice to the secretary of state of increases or other changes in capital stock of corporations.'

Approved March 11, 1937.

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## Chapter 42

### AN ACT Relating to Recorders of Municipal Courts.

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

**Additional duties of recorders.** In the event of the death or resignation or any vacancy in the position of a judge of a municipal court, the recorder

shall, as acting judge, receive the salary of the judge in lieu of salary as recorder and shall further be paid for such clerk hire as shall be necessary on account of the additional duties.

Approved March 11, 1937.

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## Chapter 43

### AN ACT to Enable Courts to Impose Sentence in Vacation.

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

R. S., c. 147, § 14, amended. Section 14 of chapter 147 of the revised statutes as amended by chapter 87 of the public laws of 1935, is hereby further amended to read as follows:

'Sec. 14. Court may suspend sentence and place respondent on probation; violation of terms of probation; court may impose sentence in vacation. The court may in its discretion, if the offense is within the jurisdiction of the court trying the cause, suspend sentence for a definite period of time, or for an indefinite time not exceeding 1 year, and such respondent may be committed to the custody and control of the probation officer. In all cases where the respondent is committed to the custody or control of the probation officer, the court shall give to each respondent a writing showing the terms of his probation and the times and places when and where such respondent is to report to such probation officer. And if at any time any such respondent violates the terms of his probation, the probation officer shall forthwith report the same to the court which finally tried the cause, and the court may thereupon decree said probation ended, and either impose the sentence, if the cause has been continued for sentence, or in all other cases order the respondent to forthwith comply with the original sentence; and in all cases where the sentence has not been imposed, the court may forthwith impose sentence. The probation officer may bring any such respondent who has violated the terms of his probation before the court which finally tried the cause, in vacation, and any justice of said court upon being satisfied of the facts, may order the respondent to forthwith comply with the original sentence. If the cause had been continued for sentence, the justice of said court may, either in term or in vacation, impose sentence.'

Approved March 18, 1937.