

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
AS PASSED BY THE  
Eighty-ninth and Ninetieth  
Legislatures

OF THE  
STATE OF MAINE

From April 21, 1939 to April 26, 1941  
AND MISCELLANEOUS STATE PAPERS

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PROPERTY OF THE  
STATE OF MAINE  
NOT TO BE SOLD

## CHAP. 301

provided toward compensating said town or plantation for the loss of taxes on such property. The amount of said payment shall be determined by the ~~state auditor~~ commissioner of agriculture, the state tax assessor and the attorney-general, and in determining said amount said state officials shall take into consideration the amount of income, if any, derived by the state from any lease or tenancy of said property, the expense incurred by said town in opening and maintaining highways to said property, the number of pupils, if any, who are residing on said property and attending the public schools of said town or plantation and the cost of transporting them to and from such schools, which amount to be paid shall not in any one year exceed the revenue derived by said town or plantation from its tax on said property during the year preceding acquisition of title thereto by the state. All expenses incidental to or connected with the carrying out of the provisions of this chapter shall, with the approval of the governor and council, be paid from the reserved land fund, and so much of said fund as is necessary to pay such expenses is hereby appropriated for said purpose.'

Approved June 5, 1940

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## Chapter 301

### AN ACT Repealing the Law Requiring Guaranty of Titles of Motor Vehicles.

**Emergency preamble.** Whereas, it is the intent of the legislature to prevent further confusion caused by the guaranty of title law; and

Whereas, if this repeal of the said law does not take effect immediately, for a period of 90 days it will still be compulsory to obtain a title although said title will be ineffective at the end of this 90-day period; and

Whereas, this will further confuse the public and increase the difficulties of registration of motor vehicles; and

Whereas, the foregoing facts, in the judgment of the legislature, render the immediate passage of this act necessary for the preservation of the public peace, health and safety, and constitute an emergency within the meaning of section 16 of article XXXI of the constitution; now, therefore,

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

**Sec. 1.** P. L., 1939, c. 239, Art. I, §§ 1-6, repealed. Sections 1 to 6, both inclusive, of article I of chapter 239 of the public laws of 1939 are hereby repealed.

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Sec. 2. P. L., 1939, c. 239, Art. II, §§ 1-8, repealed. Sections 1 to 8, both inclusive, of article II of chapter 239 of the public laws of 1939 are hereby repealed.

Sec. 3. R. S., c. 29, § 50, amended. Section 50 of chapter 29 of the revised statutes, as amended by chapter 58 of the public laws of 1933, by chapter 221 of the public laws of 1939, and by section 1 of article III of chapter 239 of the public laws of 1939, is hereby further amended to read as follows:

'Sec. 50. Motor vehicles and trailers to be registered; applications; secretary of state may refuse registration. No motor vehicle or trailer shall be operated, or remain, upon any way unless the same is registered and equipped in accordance with the provisions of this chapter. Application for such registration may be made by mail or otherwise to the secretary of state upon blanks prepared under his authority. The application shall be signed by the owner and shall contain such particulars as may be required by the secretary of state, including the name, residence and address of the ~~a previous owners~~, owner, with a brief description of the vehicle, the name of its maker, the motor and serial numbers, ~~the character of the motive power and~~ the amount of such motive power, stated in figures of horse power, and the actual weight of the vehicle, and its load capacity, if intended for commercial use. The secretary of state shall maintain a file of said applications arranged alphabetically according to the name of the applicant, and in addition thereto shall maintain a file arranged under the name of each make of motor vehicle with the manufacturer's engine or serial numbers. ~~The applicant shall state in his application the kind of lens used in the headlights upon his motor vehicle, and shall specify whether he has complied with the rules and regulations of the secretary of state. The applicant shall also file in such form and on such blanks as shall be required by the secretary of state, a statement of the applicant's title to his motor vehicle, including the name of the person, firm or corporation from whom the same was purchased, together with a statement of all liens or encumbrances upon said vehicle, and the names and addresses of all persons having any interest therein, and the nature of every such interest, the names of a previous owners, and such other details as the said secretary of state may require.~~ In case said applicant has not given satisfactory answers, the secretary of state shall refuse to register such vehicle, or to issue a license for its operation. No registration or license shall be required to permit the use of a truck, trailer or tractor on that part of a way adjoining the premises of the owner of such truck, trailer or tractor.'

Sec. 4. R. S., c. 29, § 54, amended. The last paragraph of section 54 of chapter 29 of the revised statutes, as amended by section 3 of chapter

238 of the public laws of 1939, and by section 2 of article III of chapter 239 of the public laws of 1939, is hereby further amended to read as follows:

'On any application for registration applied for by an owner resident of this state, of a motor vehicle or trailer, not including a log hauler, or traction engine, during the period between the 1st 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. ~~The secretary of state shall also give to the applicant a certificate of title to the vehicle described in the application, which said certificate shall contain a statement of the owner's title including the name of the person, firm or corporation from whom the applicant purchased said motor vehicle or received title thereto, and of all liens and encumbrances upon the vehicle thereon described.~~

Sec. 5. P. L., 1939, c. 239, Art. III, § 3, repealed. Sections 62-A, 62-B, 62-C, and 62-D of chapter 29 of the revised statutes, as enacted by section 3 of article III of chapter 239 of the public laws of 1939, are hereby repealed.

Sec. 6. P. L., 1939, c. 239, Art. IV, repealed. Sections 1 to 4, both inclusive, of article IV of chapter 239 of the public laws of 1939, are hereby repealed.

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

Approved June 5, 1940

## Chapter 302

### AN ACT Relating to the Auditing of the Accounts of the State Liquor Commission.

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

P. L., 1933, c. 300, § 12, amended. Section 12 of chapter 300 of the public laws of 1933 (Special Session), as amended by chapter 24 of the public laws of 1935, is hereby further amended to read as follows:

'Sec. 12. Determination of profits and distribution. The fiscal year