

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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

Published by 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
1941

PROPERTY OF THE
STATE OF MAINE
NOT TO BE SOLD

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninetieth Legislature

1941

ways by the general public, and affects the interests of the general public in procuring transportation for hire, it hereby is declared that such business requires regulation as hereinafter provided.

No person, firm or corporation shall engage in the business of letting or leasing for hire, profit or compensation a motor vehicle or motor vehicles to be used by any other person, firm or corporation for the purpose of hauling or transporting goods, wares or merchandise or other property upon the public highways of this state until such person, firm or corporation, owning or controlling such motor vehicle or motor vehicles shall first have filed with the public utilities commission of Maine a good and sufficient insurance policy or indemnity bond having as surety thereon a surety company authorized to transact business in this state or 2 responsible individuals (which surety or sureties shall have been approved by the commission) and which insurance policy or bond shall adequately provide for the reasonable protection of the parties of said person, firm or corporation and of the public in the collection of damages for which the operator of said motor vehicle or motor vehicles may be liable by reason of the operation thereof.

Any person, firm or corporation violating, or any officer, agent or employee of such person, firm or corporation who orders, authorizes or knowingly permits the violation of this act shall be punished by a fine of not less than \$10 nor more than \$500.

Approved April 4, 1941

Chapter 173

AN ACT Relating to Taking of Land for Municipal Airports.

Emergency preamble. Whereas, the present method of exercising eminent domain for acquiring property for aviation purposes is defective, and

Whereas, it is vitally necessary that our aviation program be speeded up in view of the present national emergency, 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:

Sec. 1. P. L., 1931, c. 213, § 3, amended. Section 3 of chapter 213 of the public laws of 1931, as amended by section 3 of chapter 308 of the pub-

CHAP. 173

lic laws of 1939, is hereby repealed and the following enacted in place thereof:

Sec. 3. Acquisition of land. Private property needed by a city, town, county or authorized state agency for an airport or landing field or for the expansion of an airport or landing field may be acquired by gift, purchase, lease or other means. As a matter of public exigency, a city or town may take land for use as an airport or landing field whether such land is within or without its corporate limits and may alter, extend, or discontinue such use. All proceedings including the assessment of damages and appeal therefrom shall be the same as is provided by law for laying out, altering and discontinuing town ways. No land outside the corporate limits of a city or town shall be laid out by it for such use unless the consent of the municipal officers of the town or city in which such land is located has first been obtained. As a matter of public exigency a county or authorized state agency may take land for use as an airport or landing field and may alter, extend or discontinue such use. In the case of a county or authorized state agency, all proceedings including assessment of damages, appeal and the taking of land in 2 or more counties shall be the same as provided by law for laying out, altering and discontinuing highways by the county commissioners. No property, rights or easements of a public utility shall be taken under the provisions of this act without the approval of the public utilities commission after hearing and upon such notice to the public utility affected thereby as said commission may order.'

Sec. 2. Validating clause. All proceedings begun under the provisions of section 3 of chapter 213 of the public laws of 1931, as amended by section 3 of chapter 308 of the public laws of 1939, in which, prior to the effective date of this act, the petition required by section 110 of chapter 5 of the revised statutes, as amended, has been filed may continue to completion under the provisions of law for the taking of parks, squares and playgrounds as provided in said section 3 above cited and shall be effective and valid.

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

Approved April 4, 1941