

# 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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Published by the Revisor of Statutes in accordance  
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AUGUSTA, MAINE  
1941

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**PUBLIC LAWS**

OF THE

**STATE OF MAINE**

As Passed by the Ninetieth Legislature

**1941**

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## CHAP. 215

the commission recommendation for location upon another road. In case the municipal officers are unable to agree upon the designation of a third class road, it shall then be the right of the commission to make such designation and to proceed with the construction of the road as provided in said sections. The work performed under said sections shall conform to standards adopted by the commission taking into consideration the width and type of construction suited to the conditions there existing. ~~Work shall be completed before the thirtieth day of October annually.~~

Approved April 12, 1941

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## Chapter 215

### AN ACT Relating to Maintenance of Third Class Roads.

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

Sec. 1. R. S., c. 28, § 46, amended. Section 46 of chapter 28 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 46. Maintenance of 3rd class highways; towns shall raise not less than 2%. Roads constructed on 3rd class highways under the provisions of sections 44 to 47 shall be suitably maintained by the several towns under penalty of forfeiture of the right of the town to receive the benefit of future apportionments under said sections. In order for a town to be entitled to 3rd class apportionment, the town shall annually raise for maintaining the improved sections on 3rd class highways designated to receive 3rd class apportionments in such town, a sum not less than ~~3%~~ 2% of the total expenditures for constructing these highways made during and after the year 1927. In case the town maintenance appropriation should be more than sufficient to satisfactorily maintain said improved sections, the balance of the fund may be used in connection with the state apportionment for 3rd class construction work. Expenditures of the town maintenance appropriation shall be under the direction and supervision of the state-highway commission. In case a town fails to provide funds for maintenance as herein stated, a sum not to exceed 50% of any year's apportionment to a town may be expended by the state highway commission for maintenance of improved sections of 3rd class highway therein, and the balance of the apportionment shall be reapportioned in the year following to the various towns entitled to 3rd class aid. Where 3rd class apportionments have been expended on state or state aid roads, such roads shall be maintained in accordance with the provisions of sections 9, 18, 27 and 28.'

Sec. 2. R. S., c. 28, § 49, amended. Section 49 of chapter 28 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 49. Maintenance of 3rd class highways built from special appropriations; town shall raise not less than 2%. In all cases where towns receive special legislative appropriations to be expended on designated 3rd class highways, said highways shall be constructed in accordance with specifications for 3rd class roads and shall be maintained by the several towns by an annual expenditure of a sum equal to not less than ~~3%~~ 2% of the amount of said appropriation, under penalty of forfeiture of the right of the town to receive the benefit of future apportionments from funds for 3rd class highways.'

Approved April 12, 1941

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## Chapter 216

### AN ACT Relating to Suspension of Licenses of Malt Beverages.

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

P. L., 1937, c. 237, § 15, amended. Section 15 of chapter 237 of the public laws of 1937 is hereby repealed and the following enacted in place thereof:

'Sec. 15. Revocation of license. The liquor commission may revoke or suspend for a definite period licenses in accordance with the following provisions after due notice and hearing as herein provided:

Notice of hearings to be held by the commission shall be served on the licensee and shall state the place, day and hour, thereof, and warn the licensee that he may then and there appear in person or by counsel at a hearing on the revocation of his license for the cause or causes in the notice alleged; service of such notice shall be sufficient, if sent by registered mail to the address given by the licensee at the time of his or its application for a license, 5 days at least before the day set for the hearing.

Licenses may be revoked or suspended at the discretion of the commission for the following causes:

- (a) Violation of any law relating to alcoholic beverages or substantial infraction of any rule or regulation issued by the commission.
- (b) For knowingly making falsely a material statement of fact in the application for the license.
- (c) Knowingly making inaccurate and misleading statements as to