

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Ninetieth and Ninety-first
Legislatures
OF THE
STATE OF MAINE
From April 26, 1941 to April 9, 1943
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.

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-first Legislature

1943

Chapter 45

AN ACT Relating to Rules and Regulations of the Commissioner of Inland Fisheries and Game.

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

R. S., c. 38, § 3-A, additional. Chapter 38 of the revised statutes, as revised, is hereby amended by adding thereto a new section to be numbered 3-A and to read as follows:

'Sec. 3-A. Rules and regulations for cusk. If in the judgment of the commissioner and advisory council the supply of fish in any inland waters of the state is apt to be depleted by a large and unusual concentration of cusk, he may in accordance with section 4 make such rules and regulations to fish for or catch cusk as may be necessary to remedy the condition.'

Effective July 9, 1943

Chapter 46

AN ACT Providing Authorization for Reimbursement of Officers and Directors of Corporations for Expenses Incurred by Them in Connection with the Defense of Certain Suits.

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

R. S., c. 56, additional. Chapter 56 of the revised statutes is hereby amended by adding thereto a new section to be known as section 22-A, to read as follows:

'Sec. 22-A. Right of indemnification. The certificate of incorporation of a corporation or other certificate filed pursuant to law or the by-laws of a corporation or a resolution in a specific case or an amendment to any of the foregoing, adopted by the vote of the holders of record of a majority of the outstanding shares at the time entitled to vote for the election of directors, or in case of a non-stock corporation, by a vote of a majority of the members, may provide that each officer and each director of the corporation shall be indemnified by the corporation against expenses actually and necessarily incurred by him in connection with the defense of any action, suit or proceeding in which he is made a party by reason of his being or having been an officer or a director of the corporation, except in relation to matters as to which he shall be adjudged in such action, suit or proceeding to be liable for negligence or misconduct in the performance of his duties as such officer or director; such right of indemni-

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fication shall not be deemed exclusive of any other rights to which he may be entitled, under any by-law, agreement, vote of stockholders or otherwise.'

Effective July 9, 1943

Chapter 47

AN ACT Relating to Collection and Disposition of Money Received Under the Inland Fish and Game Laws.

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

R. S., c. 38, § 99, amended. The 1st paragraph of section 99 of chapter 38 of the revised statutes, as revised, is hereby amended to read as follows:

'All fines and penalties recovered and money received, or collected under any provision of this chapter, or for sale of seized fish or game, or furbearing animals, or parts thereof, after deducting legal taxable costs shall be paid within 30 days by the person receiving the same to the commissioner, to be paid by him to the treasurer of state. All officers' fees taxed against a respondent, if any, under any provision of this chapter, which are not paid or recovered from the respondent shall not be assumed or paid by the county where the offense was committed. All fees, fines and penalties recovered and money received, or collected, and paid to the treasurer of state as aforesaid ~~in excess of \$100,000~~ shall be credited to the department of inland fisheries and game for the operation of fish hatcheries and feeding stations for fish, for the protection of fish, game and birds, and for printing the report of said commissioner and other expenses incident to the administration of said department, and shall be expended by the said commissioner for the purposes for which said department is created.'

Effective July 9, 1943

Chapter 48

AN ACT Relating to Unstamped Cigarettes and Forfeiture Proceedings.

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

Sec. I. P. L., 1941, c. 298, § 11, amended. Section 11 of chapter 298 of the public laws of 1941 is hereby amended to read as follows:

'Sec. 11. Unstamped cigarettes subject to confiscation. Any cigarettes found at any place in this state without stamps affixed thereto as required by this act, unless such cigarettes shall be in the possession of a licensed