

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

CHAP. 97

any steamboat or ferry company, and any person who behaves in a disorderly or riotous manner or drinks intoxicating liquors or uses indecent or profane language in any such place, car, **vehicle**, or boat, is guilty of a breach of the peace and shall be punished by a fine of not less than \$5 nor more than \$500 or by imprisonment for not less than 30 days nor more than 11 months, in addition to any other penalty provided by law.'

Effective July 9, 1943

Chapter 97

AN ACT Relating to Foreign Corporations.

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

Sec. 1. R. S., c. 56, § 107, amended. The 1st paragraph of section 107 of chapter 56 of the revised statutes, as amended by section 1 of chapter 92 of the public laws of 1939, is hereby further amended to read as follows:

'Every such foreign corporation before transacting business in this state, shall file with the secretary of state a copy of its charter ~~articles~~ or certificate of incorporation, certified under the seal of the state or country in which such corporation is incorporated by the secretary of state thereof or by the officer having charge of the original record therein ~~a true copy of its by-laws and~~. Such foreign corporation shall also file a certificate in such form as the secretary of state may require; setting forth:'

Sec. 2. R. S., c. 56, § 109, amended. Section 109 of chapter 56 of the revised statutes, as amended by section 2 of chapter 92 of the public laws of 1939, is hereby further amended to read as follows:

'Sec. 109. Corporation to file certificate of increase or decrease of capital stock. Every such foreign corporation shall, within 30 days after the vote of such corporation authorizing an increase or a ~~reduction~~ decrease of capital stock, file in the office of the secretary of state a ~~certificate of the amount of such increase or reduction, signed and sworn to by its president, treasurer or clerk~~ copy of the certificate of the amount of such increase or decrease, certified under the seal of the state or country in which such corporation is incorporated by the secretary of state thereof or by the officer having charge of the original record therein.'

Sec. 3. R. S., c. 56, §§ 111, 112, amended. Sections 111 and 112 of chapter 56 of the revised statutes are hereby repealed and the following enacted in place thereof:

'Sec. 111. Penalty for violation of § 110; penalty for failure to pay

license fee; revocation of license. The secretary of state upon the failure of any such foreign corporation to file the certificate required by section 110 within the calendar year or to pay the annual license fee shall revoke the license of such corporation to do business in the state and shall forthwith notify such corporation of such revocation.'

Effective July 9, 1943

Chapter 98

AN ACT Relating to Refund of Three-fourths of Engine Fuel Tax.

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

R. S., c. 12, § 89, amended. Section 89 of chapter 12 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 89. Provision for refund of $\frac{3}{4}$ of tax collected in certain instances; procedure for obtaining refund; time limit for filing application for refund. Any person, association of persons, firm, or corporation who shall buy and use any internal combustion engine fuel as defined in sections 79 to 89 for the purpose of operating or propelling motor boats, tractors used for agricultural purposes not operating on public ways, or in such vehicles as run only on rails or tracks, or in stationary engines, or in the mechanical or industrial arts, or for any other commercial use except in motor vehicles operated or intended to be operated upon any of the public highways of the state of Maine, or except for the use in the operation of aircraft and who shall have paid any tax on internal combustion engine fuel levied or directed to be paid as provided by sections 79 to 89, either directly by the collection of such tax by the vendor from such consumer, or indirectly by adding the amount of such tax to the price of such fuel and paid by such consumer, shall be reimbursed and repaid to the extent of $\frac{3}{4}$ of the amount of such tax paid by him upon presenting to the state tax assessor an affidavit accompanied by the original invoices showing such purchases, which affidavit shall be verified by the oath of such affiant, and shall state the total amount of such fuel so purchased and used by such consumer other than in motor vehicles operated or intended to be operated upon any of the public highways of the state, and in the operation of aircraft and the governor and council, upon the presentation of such affidavit and such vouchers, approved by the state tax assessor, shall cause to be repaid to such consumer from the taxes collected on internal combustion engine fuels $\frac{3}{4}$ of the said taxes so paid by such consumer on fuels purchased and used, other than for motor vehicles as aforesaid; Provided, that applications for refunds as provided herein must be filed with the state tax assessor within 9 months from the date of purchase of invoice.'

Effective July 9, 1943