

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

also contain a statement of the assessed value in each town of the real estate of such corporation, association, or person, used solely for the conduct of a telephone or telegraph business, and taxed by any municipality, and the gross receipts of such corporation, association, or person collected within this state on account of its telephone or telegraph business during the preceding year ending ~~April 1st~~ December 31st; provided, however, that the return so filed between the 1st and 15th days of April, 1944, shall cover the period of 9 months ending on the 31st of December, 1943.'

Sec. 2. R. S., c. 12, amended. Chapter 12 of the revised statutes is hereby amended by adding thereto a new section to be numbered 42-A, and to read as follows:

'Sec. 42-A. Assessment of excise tax based on gross receipts; computation. The excise tax assessed upon the return filed between the 1st and 15th days of April, 1944, shall be based upon the gross receipts of such corporation, association, or person collected within this state on account of its telephone or telegraph business during the last 9 months of the calendar year 1943 and shall be computed as provided in section 41, except that the minimum and maximum amounts of the classifications of such gross receipts shall in each case be $\frac{3}{4}$ of the figure specified therein.'

Sec. 3. R. S., c. 12, § 43, amended. Section 43 of chapter 12 of the revised statutes is hereby amended to read as follows:

'Sec. 43. Payment of tax; lien. Said tax shall be paid to the treasurer on or before the ~~15th~~ 1st day of June annually. Said tax shall be a lien on the property of such corporation and on its franchise, and upon the property used in operating a telephone or telegraph business by any such association or person, and takes precedence over all other liens.'

Effective July 9, 1943

Chapter 260

AN ACT to Aid the Prosecution of the War by Providing for the Creation of Local Agencies to Cooperate with the Federal Government in Making Housing Available for Persons Engaged in War Industries and Activities and by Granting Certain Powers to Public Bodies.

Emergency preamble. Whereas, the prosecution of the war requires a great migration of persons to engage in war industries and activities and would be jeopardized unless housing is made available for such persons; and

Whereas, an acute shortage of housing for such persons exists or impends in localities in the state; and

Whereas, the Congress of the United States of America has enacted legislation and provided funds for the federal government to make housing available for such persons in localities where an acute shortage of housing exists or impends; and

Whereas, it is therefore of vital importance that immediate provision be made for the creation of local agencies to aid and cooperate with the federal government in making such housing available; and

Whereas, in the judgment of the legislature, the foregoing facts create an emergency within the meaning of section 16 of Article XXXI of the constitution and require the immediate passage of 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. Creation. Upon the adoption of a resolution by the governing body of a city or by a town at a duly called town meeting that there exists or impends an acute shortage of housing in such city or town for persons engaged or to be engaged in war industries or activities, there shall hereby be created a public body corporate which shall be known as the housing authority of such city or town. Upon the adoption of a resolution as aforesaid, the city manager or if there is no city manager the mayor of the city or the board of selectmen of the town shall thereupon appoint 5 persons to serve as commissioners of the authority so long as this act shall remain in effect. Any vacancies which may occur shall be filled by appointment as aforesaid. An authority shall select a chairman and a vice-chairman from its commissioners. No commissioner shall receive compensation for his services, but shall be entitled to necessary expenses, including travel expenses incurred in the discharge of his duties.

Sec. 2. Powers. An authority shall have all the powers necessary or convenient to aid and cooperate with the federal government or any agency thereof in making housing available for persons engaged or to be engaged in war industries or activities, including the following powers: to act as agent of the federal government in developing and administering projects undertaken by the federal government to provide such housing; to lease such projects from the federal government; to arrange with public bodies and private agencies for such services and facilities as may be needed for such projects; to employ such personnel and make such expenditures as may be necessary; to sue and be sued; and to execute such contracts and other instruments and take such other action as may be necessary or con-

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venient to carry out the purposes hereof. An authority may exercise such powers and functions within its area of operation and so long as this act shall remain in effect. The area of operation of an authority shall be the area within the territorial boundaries of the city or town for which it was created; provided that the area within the territorial boundaries of any other city or town may be included within the authority's area of operation if the governing body of such city or the voters of such town at a duly called town meeting shall, by resolution, consent to such inclusion. In addition to the powers otherwise conferred upon them, any city, town or other public body may furnish or contract to furnish, upon such terms as it deems advisable, public services or facilities for projects herein referred to which may be located outside its territorial boundaries when the governing body of the city or the board of selectmen of the town, as the case may be, in which such project is located shall, by resolution, consent thereto. Any 2 or more authorities may join or cooperate with one another in the exercise of any or all of the powers conferred hereby.

Sec. 3. Limitations on act. The provisions of this act shall be applicable only to cities and towns of over 7,000 in population. Nothing herein shall be construed to authorize the authority to pledge the credit of the municipality creating it.

Sec. 4. Expiration. This act shall remain in effect until the end of the 1st regular session of the legislature which convenes after the termination of the present war.

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

Effective April 5, 1943

Chapter 261

AN ACT to Provide for Education of Orphans of Veterans.

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

Sec. 1. "Orphan of veteran", defined. For the purposes of administering this act, an orphan of a veteran shall be defined as a child not under 16 and not over 22 years of age whose father served in the military or naval forces of the United States during World War I or World War II and was killed in action or died from a service connected disability as a result of such service. War orphans whose fathers entered the service from Maine or who have resided in the state for 5 years immediately preceding application for aid under this act and which children have graduated from high