

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Ninety-first and Ninety-second
Legislatures
OF THE
STATE OF MAINE

From April 10, 1943 to April 21, 1945
AND MISCELLANEOUS STATE PAPERS
From April 10, 1943 to May 24, 1945

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-second Legislature

1945

'Sec. 50-A. School employees to file health certificate with superintending school committee; penalty. No person who comes in direct contact with the students of any public school shall enter upon his duties as a school employee until he shall have filed with the superintending school committee a certificate from a licensed and practicing physician of the state, certifying that such person has been examined in accordance with such tests as may have been prescribed by the commissioner of education and approved by the state director of health and that such person is free from all communicable and infectious diseases. The cost of such examination shall be borne by the state department of education.

Any physician, upon making the above examination and finding a person infected with a communicable or infectious disease, shall immediately report the same by name and address, except that venereal diseases should be reported in the manner set forth in section 90 of chapter 22 to the state bureau of health.

A similar certificate shall be filed by such school employee at the commencement of each school year thereafter, if he then continues as a school employee, or if not so continuing, then immediately prior to a subsequent entering upon the duties of a school employee.

Such certificate shall be filed with the superintending school committee and there kept as a record and shall be available to inspection at all reasonable times.

If such school employee fails to file such certificate as aforesaid, or files one which is false, the salary or compensation which he would receive shall not be paid for the period of such failure.'

Effective July 21, 1945

Chapter 342

AN ACT Relating to Registration of Motor Vehicles.

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

Sec. 1. R. S., c. 19, § 38, amended. The 3rd paragraph of section 38 of chapter 19 of the revised statutes is hereby amended to read as follows:

'No motor truck or trailer ~~having a rated carrying capacity of more than $1\frac{1}{2}$ tons,~~ travelling in this state only in interstate commerce, and

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owned in a state wherein an excise or property tax shall have been paid on said vehicle, and which grants to Maine owned trucks and trailers the exemption herein contained, shall be subject to this excise.'

Sec. 2. R. S., c. 19, § 54, repealed and replaced. Section 54 of chapter 19 of the revised statutes is hereby repealed and replaced to read as follows:

'Sec. 54. Non-resident vehicles and operators licensed in home state may operate; reciprocity.

I. The provisions of this chapter relative to the registration of motor vehicles, tractors and trailers and the granting of operators' licenses shall not apply to a motor vehicle, tractor or trailer owned by a non-resident, or to a non-resident operator, provided that the owner of such vehicle has complied with the provisions of law of the state, district or country of his residence relative to the registration of such vehicle and provided said operator has complied with the provisions of law of the state, district or country of his residence relative to operators' licenses.

II. The provisions of this section shall apply to a motor vehicle owned by a non-resident who has complied with the provisions of law of such state, district or country only to the extent that like privileges are granted by such state, district or country to a motor vehicle owned by a resident of this state who shall have complied with the laws of this state relative to registration of such vehicles.

III. The secretary of state shall determine what like privileges are granted by such states, districts or countries and his decision shall be final.

IV. No truck, tractor or trailer owned, leased or operated by a non-resident shall be operated under the provisions of this section in transportation of merchandise or material in intrastate commerce, nor in interstate commerce unless the point of actual receipt or delivery of any merchandise or material so transported is without the state.

Nothing in this chapter shall be construed to permit a non-resident vehicle, having a weight in excess of or equipped contrary to that allowed a similar resident vehicle, to be operated on the ways of this state.

Nothing in this section shall be construed to authorize the operation of any vehicle herein described in any manner contrary to the provisions of this chapter relating to other similar vehicles upon ways and bridges of this state. Whoever violates or fails to comply with the provisions of this section shall be subject to the penalty provided for in section 135.'

Sec. 3. R. S., c. 19, § 55, repealed and replaced. Section 55 of chapter 19 of the revised statutes is hereby repealed and replaced to read as follows:

'Sec. 55. "Non-resident," definition of. The term "non-resident," as used in this chapter, shall be defined as any person whose legal residence is in some state, district or country other than Maine; but a non-resident, having a regular abode or place of business within the state for more than 6 months of the 12 months next preceding, shall be deemed a resident as to all vehicles principally used in connection with such abode or place of business; and the secretary of state, for the purposes of registration, shall determine what vehicles are so used.'

Sec. 4. R. S., c. 19, §§ 57, 58, repealed. Sections 57 and 58 of chapter 19 of the revised statutes are hereby repealed.

Sec. 5. Limitation. It is the intent of the legislature to change the present statute until and including December 31, 1947, at which time the present statute shall return to full force and effect.

Effective July 21, 1945

Chapter 343

AN ACT Relating to the Enforcement and Collection of Dog Licenses.

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

Sec. 1. R. S., c. 88, § 12, amended. Section 12 of chapter 88 of the revised statutes is hereby amended to read as follows:

'Sec. 12. Warrants to be issued to officers to enter complaint and summons to court the owner or keeper of any unlicensed dog; disposal of unlicensed dogs. The ~~mayor of each city and the~~ municipal officers of each city, town or plantation shall annually within 10 days ~~after the 1st day of May~~ from the 1st day of June issue a warrant, returnable on the 1st day of ~~June~~ July following, to one or more police officers or constables, directing him or them to proceed forthwith to enter complaint and summons to court the owner or keeper of any unlicensed dog. **Provided, however,** that the said police officer or constable may, before entering such complaint and obtaining said summons, call on the owner or keeper of said dog and demand that he conform with the law and pay the license fees due, and if