

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

Published by the Revisor of Statutes in accordance
with Chapter 10 of the Revised Statutes of 1944.

KENNEBEC JOURNAL
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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-second Legislature

1945

PUBLIC, 1945

CHAP. 347

'Sec. 7. Nothing contained in this chapter shall affect any litigation pending on January 1, 1945 under any other statute nor in any way impair any decrees or orders of court heretofore or hereafter entered in any proceedings so pending nor shall the granting of any license or authority under the provisions of this chapter limit the powers of the state to initiate, prosecute and maintain actions to abate public nuisances to the extent consistent with the public interest nor shall any license granted under the provisions of this chapter constitute a defense to any action at law for damages.'

'Sec. 8. Constitutionality. If any part of this chapter be decided by the court to be unconstitutional or invalid, the same shall not affect the validity of the chapter as a whole or any part thereof which can be given effect without the part so decided to be unconstitutional or invalid.'

Effective July 21, 1945

Chapter 346

AN ACT Relating to Limitation of the Financial Responsibility Law.

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

R. S., c. 19, § 66, sub-§ V, amended. Subsection V of section 66 of chapter 19 of the revised statutes is hereby amended by adding at the end thereof a new paragraph to be lettered F, to read as follows:

'F. To the owner or licensed operator of a motor vehicle, trailer or semi-trailer involved in an accident if the said motor vehicle, trailer or semi-trailer at the time of the accident was insured by the owner thereof under a motor vehicle liability policy as defined by this chapter.'

Effective July 21, 1945

Chapter 347

AN ACT to Authorize Outside Audit of State Books.

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

R. S., c. 11, § 16, additional. Chapter 11 of the revised statutes is hereby amended by adding thereto a new section to be numbered 16, to read as follows:

'Sec. 16. Governor and council to authorize audit of state's books. Whenever it seems advisable to the governor and council, they may cause the books and accounts of the state or any department or agency thereof to be audited, and for that purpose may employ auditors other than those employed by the state department of audit. In any event, the governor and council shall cause an audit of the books of the state to be made at least once in every 4 years by auditors other than those employed by the state department of audit.'

Effective July 21, 1945

Chapter 348

AN ACT Relating to Filling Congressional Vacancies.

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

Sec. 1. R. S., c. 5, § 72, repealed and replaced. Section 72 of chapter 5 of the revised statutes is hereby repealed and replaced to read as follows:

'Sec. 72. Election to fill United States senate vacancy; temporary appointments. Whenever a vacancy occurs in the representation of the state in the senate of the United States, the vacancy shall be filled for the unexpired term at the following biennial state election, provided such vacancy occurs not less than 60 days prior to the date of the primaries for nominating candidates to be voted for at such election; otherwise at the biennial state election next following. Pending such election, the governor with the advice and consent of the council shall make a temporary appointment to fill the vacancy, and the person so appointed shall serve until the election and qualification of the person duly elected to fill such vacancy.'

Sec. 2. R. S., c. 5, § 72-A, additional. Chapter 5 of the revised statutes is hereby amended by adding thereto a new section to be numbered 72-A, to read as follows:

'Sec. 72-A. Election to fill vacancy in national house of representatives. Whenever a vacancy occurs in the representation of the state in the national house of representatives, the governor, in any manner having knowledge thereof, shall issue his proclamation for an election to fill the same. If congress is in session when such vacancy occurs, the proclamation shall issue forthwith; otherwise, in season to secure representation at the next called or regular session of congress.'

Effective July 21, 1945