

# MAINE STATE LEGISLATURE

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

**From April 22, 1945 to May 14, 1947**  
**AND MISCELLANEOUS STATE PAPERS**  
**From May 25, 1945 to May 14, 1947**

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

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AUGUSTA, MAINE  
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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Ninety-third Legislature

**1947**

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PUBLIC, 1947

CHAP. 43

after provided. Each such license shall cover one group of buildings constituting a packing plant in one location. Said license shall run from ~~April 15th~~ March 1st to ~~December 1st~~ December 15th of each year, unless sooner revoked as herein provided and shall be renewed annually thereafter.'

Sec. 2. R. S., c. 34, § 24, amended. Section 24 of chapter 34 of the revised statutes is hereby amended to read as follows:

'Sec. 24. Rules governing sale or packing of herring; penalty; enforcement by commissioner. Whoever takes, preserves, sells, or offers for sale between the ~~1st day of December~~ 15th day of December and the ~~15th day of the following April~~ 1st day of the following March, any herring for canning purposes less than 8 inches long, measured from one extreme to the other, or packs or cans sardines of any description between the ~~1st day of December~~ 15th day of December and the ~~15th day of the following April~~ 1st day of the following March, forfeits \$20 for every hundred cans so packed or canned, and for every hundred herring so taken. All cans shall be decorated, stamped, or labeled with quality, packer's name and place of business, or merchant's name for whom the same are packed, except sardines packed in plain cans and shipped for buyers' labels or cartons. Whoever sells or offers for sale any sardines in cans not so decorated or labeled, shall forfeit \$1 for every can so sold or offered for sale, to be recovered by complaint, indictment, or action of debt.'

Revisor's note: See Sea and Shore Fisheries Revision, § 34.

Sec. 3. Limitation. The provisions of this act shall remain in effect for the period of 2 years after which period the present statute shall return to full force and effect.

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

Effective February 27, 1947

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## Chapter 43

### AN ACT Relating to Erroneous Charges by Public Utilities.

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

R. S., c. 40, § 61, amended. The 2nd sentence of section 61 of chapter 40 of the revised statutes hereby is amended to read as follows:

'The commission may authorize reparation or adjustment where the utility admits that a rate charged was excessive or unreasonable or collected

through error, and where it further appears that the utility, ~~has subsequently~~ within ~~90 days~~ 90 days, or in the case of railroads six months after the rendering of any service within the state under such rate, has filed ~~the a~~ a reduced rate to which the reduction is authorized in place of the rate which is ~~admitted to be excessive or unreasonable~~ admittedly was excessive or unreasonable or collected through error; provided, however, that such new rate so published shall continue in force 1 year unless sooner changed by the order or with the consent of the commission, and that the amount of reparation which may be authorized by the commission shall not exceed the difference between the charges based on the reduced rate and the charges based on the rate canceled thereby.'

Effective August 13, 1947

## Chapter 44

### AN ACT Relating to the Licensing of Merry-Go-Rounds, and Other Mechanical Rides.

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

R. S., c. 88, § 62, repealed and replaced. Section 62 of chapter 88 of the revised statutes is hereby repealed and the following enacted in place thereof:

'Sec. 62. Licenses required for operating merry-go-rounds, etc.; rules. No merry-go-round, power or steam operated, ferris wheel, roller coaster, riding gallery or other mechanical ride shall operate within this state without first obtaining a license from the insurance commissioner and all such devices shall be operated in accordance with rules and regulations promulgated by the insurance commissioner.

Subject to the foregoing provisions, municipal officers of any town, upon payment of a sum of not more than \$50 may grant a license to operate and run merry-go-rounds, ferris wheels, roller coasters, riding galleries or other mechanical rides.

No license under the provisions of this section shall exempt the operator from complaint to the superior court for maintaining a nuisance under the provisions of section 9 of chapter 128.'

Effective August 13, 1947