

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

Published by the Revisor of Statutes in accordance
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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-third Legislature

1947

PUBLIC, 1947

CHAP. 136

'Sec. 5-A. Sale of cigarettes. The state tax assessor shall enforce the provisions of this chapter so far as they apply to the sale of cigarettes and may suspend or revoke the license of any dealer or distributor who violates any of the provisions of this chapter in the sale of cigarettes. The provisions of sections 201 and 202 of chapter 14 shall apply to the provisions of this section.'

Effective August 13, 1947

Chapter 135

AN ACT Relating to Courts Ordering Care of Child Pending Hearing.

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

R. S., c. 22, § 238, amended. The 7th sentence of section 238 of chapter 22 of the revised statutes, as amended by chapter 286 of the public laws of 1945, is hereby further amended to read as follows:

'The court in term time or vacation may order said child, pending hearing upon said complaint, committed into the custody of the department or into the custody of any suitable person approved by the court, without regard to the provisions of section 240 of this chapter as to bond, or into the custody of a duly incorporated children's institution or child welfare organization approved as aforesaid, and direct the municipal board where the child is residing to make such provision for its care as may be necessary pending hearing, and the expense, if any, of such care, in the first instance, shall be paid by the town or city in which the child ~~has a lawful settlement~~ is residing at time of complaint.'

Effective August 13, 1947

Chapter 136

AN ACT Relating to Unclaimed Corporation Dividends.

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

R. S., c. 49, § 38-A, additional. Chapter 49 of the revised statutes is hereby amended by adding thereto a new section to be numbered 38-A, to read as follows:

'Sec. 38-A. Unclaimed corporation dividends. Whenever dividends have been declared and set aside by a corporation and the stockholders entitled thereto cannot be located and said dividends have remained unpaid

for a period of 5 years from the time said dividend was declared then said corporation may pay the dividend to the treasurer of state to be held by him for said stockholder in the same manner and under the same conditions as in the case of dissolution.'

Effective August 13, 1947

Chapter 137

AN ACT Relating to the Canning and Shipping of Clams.

Emergency preamble. Whereas, the present law provides for a closed season on digging clams, quahaugs and mussels for the purpose of canning between May 15th and October 1st each year; and

Whereas, the purpose of this act is to shorten the closed season by limiting it to the period between June 1 and October 1; and

Whereas, this act if passed could not go into effect until after June 1st of this year unless passed as an emergency measure; and

Whereas, the fishermen of the state will lose the advantage intended to be given them by this bill for the entire year unless the same becomes effective before June 1st, and

Whereas, in the judgment of the legislature, these facts create an emergency within the meaning of the Constitution of Maine and require 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. R. S., c. 34, § 82, amended. Section 82 of chapter 34 of the revised statutes is hereby amended to read as follows:

'**Sec. 82. Close time for clams, quahaugs, and mussels for canning; penalty.** The canning of clams, quahaugs, and mussels, either fresh or in salt, and the digging of clams, quahaugs, and mussels for the purpose of canning, between the ~~15th day of May~~ 1st day of June and the 1st day of October following, is prohibited under a penalty of \$1 a bushel in the shell; but this section shall not apply to the barrelling of clams, quahaugs, and mussels in the shell for consumption in this state.'

Revisor's note: See Sea and Shore Fisheries Revision, §93.

Sec. 2. R. S., c. 34, § 87, amended. The 1st sentence of section 87 of chapter 34 of the revised statutes is hereby amended to read as follows:

'No person, firm, or corporation shall between the ~~15th day of May~~ 1st