

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
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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-third Legislature

1947

PUBLIC, 1947

CHAP. 278

boiler, the fee shall be ~~\$2~~ \$3. For a hydrostatic test of any boiler except miniature boilers, a fee of \$5 shall be charged in addition to the inspection fees hereinbefore provided for, provided that not more than ~~\$12.50~~ \$20 shall be collected for such inspection of any one boiler made for any one year exclusive of the fee for hydrostatic test unless additional inspections are required by the owners or users of the same or unless the boiler has been inspected and a certificate has been refused, withheld, or withdrawn, or unless an additional inspection is required because of the change of location of a stationary boiler. The type and size of the miniature boiler to be inspected shall be determined by the board of ~~appeals~~ boiler rules. Provided, however, that in cases of special designed boiler wherein no grate area exists, the board is hereby authorized to set the fee on the basis of the maximum horsepower that can be generated. The inspector shall give receipts for said fees and shall pay all sums so received to the chief boiler inspector who shall pay the same to the commissioner, who shall turn same over to the treasurer of state to be credited to the general fund.'

Effective August 13, 1947

Chapter 278

AN ACT Relating to Fees in the Small Claims Law.

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

Sec. 1. R. S., c. 96-A, §§ 3, 6, amended. Sections 3 and 6 of chapter 96-A of the revised statutes, as enacted by chapter 307 of the public laws of 1945, are hereby amended to read as follows:

'Sec. 3. Process. A plaintiff or his authorized attorney hereunder shall state the substance of his claim to the ~~justice~~ judge, recorder or clerk of the municipal court having jurisdiction thereof who shall briefly record the notice of the claim and set a date for a hearing. The plaintiff or his authorized attorney shall at the same time pay an entry fee of ~~\$1.75~~ \$2.'

'Sec. 6. Notice to defendant. The ~~justice~~ judge shall cause notice of the claim and the substance thereof to be given to the defendant by sending a written statement to the defendant by postpaid registered mail addressed to the defendant at his last known post office address, delivery of said notice to be restricted to the defendant in person, and directing the defendant to appear at a time and place of hearing, which shall be not less than 14 days from the date said notice is mailed to defendant. ~~Return A~~ return receipt showing that defendant has received the statement at least 7 days prior to the time set for the hearing shall constitute an essential part

of the service. ~~If service cannot be effected by registered mail as aforesaid, then the court may direct that service on the defendant be completed as in all other actions at law.~~

Sec. 2. R. S., c. 96-A, § 4, repealed and replaced. Section 4 of chapter 96-A of the revised statutes, as enacted by chapter 307 of the public laws of 1945, is hereby repealed and the following enacted in place thereof:

'Sec. 4. Disposition of fees. Of the amount of the entry fee, the judge shall receive 75c. Of the \$1.25 remaining a sufficient sum shall be applied directly on the registered postage mentioned in section 6 and the balance shall be retained by the clerk or recorder, or in towns where there is no clerk or recorder, by the judge in addition to the 75c fee mentioned above.'

Effective August 13, 1947

Chapter 279

AN ACT Prohibiting Erection of Billboards Adjacent to Turnpikes.

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

R. S., c. 20, § 122-A, additional. Chapter 20 of the revised statutes is hereby amended by adding thereto a new section to be numbered 122-A, to read as follows:

'Sec. 122-A. Restrictions on signs and billboards adjacent to turnpikes. In order to better safeguard the interests and investments of the state and its people in the state turnpike system, to afford a greater measure of protection to the users of the turnpike by elimination of dangerous hazards, to best maintain the turnpikes for the welfare of society, and to prevent the unrestricted use of signs and advertising structures and devices immediately adjacent to them, no person shall erect or maintain within 500 feet of the nearest right of way boundary line of any state turnpike any advertising sign or advertising structures or devices of any kind. As used in this section "advertising sign or advertising structure or device" shall be deemed to mean any advertising structure, sign, picture, word or device for the advertisement thereon or thereby of any commodity, service, or thing. The provisions of this section shall not apply to outdoor advertising structures, devices or displays upon the property whereon the goods so advertised are manufactured or sold, or the business or profession so advertised is carried on or practiced, or which advertise the real property upon which the same may be for sale or for rent, provided that such structures shall not exceed 10 in number or a total area of 250 square feet, and provided that such structures, devices or displays shall be within 300 feet