

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## Ninety-fourth Legislature

OF THE

# STATE OF MAINE

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Ninety-fourth Legislature

**1949**

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English language; and provided further, that American history and civil government, including the constitution of the United States, the importance of voting and the privileges and responsibilities of citizenship, shall be taught in all schools of elementary and secondary grades, both public and private, and that American history and civil government shall be required for graduation from all elementary schools, both public and private. Nothing in this section shall be construed to prohibit the teaching in elementary schools of any language as such;'

Effective August 6, 1949

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## Chapter 277

### AN ACT Relating to Deposits in a Fiduciary's Personal Account.

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

R. S., c. 55, § 179-C, additional. Chapter 55 of the revised statutes is hereby amended by adding thereto a new section to be numbered 179-C and to read as follows:

'Sec. 179-C. Deposits in a fiduciary's personal account. If a fiduciary makes a deposit in a bank to his personal credit of checks drawn by him upon an account against which he is empowered to sign as a fiduciary, or of checks drawn by him upon an account in the name of his principal if he is empowered to draw checks thereon, the bank receiving such deposit may assume, if acting in good faith and without actual knowledge to the contrary, that the funds so deposited by the fiduciary are funds to which the fiduciary is personally entitled. Nothing contained in this section shall be deemed to modify or otherwise affect any provision of section 56 of the negotiable instruments law, nor to relieve such bank from any liability imposed upon it by law to the extent of any payment or amount which such bank may receive for its benefit from any withdrawal or application of such funds so deposited.

I. "Fiduciary" includes a trustee under any trust, expressed, implied, resulting or constructive, executor, administrator, guardian, conservator, receiver, trustee in bankruptcy, assignee for the benefit of creditors, partner, agent, officer of a corporation, public or private, public officer, or any other person acting in a fiduciary capacity for any person, trust or estate.

II. "Person" includes a corporation, partnership or other association, or 2 or more persons having a joint or common interest.

III. "Principal" includes any person to whom a fiduciary as such owes an obligation.'

Effective August 6, 1949

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## Chapter 278

### AN ACT Imposing an Assessment of One Cent Per Hundredweight on Milk for Advertising and Research of the Milk Industry.

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

Sec. 1. R. S., c. 28, § 6, amended. The 6th and 8th paragraphs of section 6 of chapter 28 of the revised statutes are hereby amended to read as follows:

'Each licensed dealer shall pay to said board an annual license fee of \$1 and the sums of ~~20~~ 20¢ per hundredweight as monthly payments, based on quantity of milk purchased and/or produced in any market area ~~such sums to be used to meet the cost of administering the provisions of this chapter.~~ ~~One half~~ One cent per hundredweight may be deducted by dealers from amounts paid by them to producers of such milk.'

'In case the same milk is handled by more than 1 dealer, the first dealer within the state dealing in or handling said milk shall be deemed to be the milk dealer within the meaning of this section. For the purpose of computing fees as above provided, ½ pint of cream shall be considered the equivalent of 1 quart of milk. ~~All moneys received by said board shall be paid by the board to the treasurer of state forthwith and all such sums are appropriated for the purpose of administering the provisions of this chapter.~~

Sec. 2. R. S., c. 28, §§ 6-A, 6-B, additional. Chapter 28 of the revised statutes is hereby amended by adding thereto 2 new sections to be numbered 6-A and 6-B, to read as follows:

'Sec. 6-A. Appropriation of moneys received. Moneys received through the provisions of this chapter shall be paid forthwith to the treasurer of state and shall be appropriated and used for the following purposes:

- I. For the collection of all fees and assessments provided for by this chapter;
- II. For the cost of administering the provisions of this chapter;
- III. 50% of such moneys raised by assessments for the promotional, educational, experimental plans and the research and advertising pur-