

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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**PUBLIC LAWS**

**OF THE**

**STATE OF MAINE**

As Passed by the Ninety-sixth Legislature

**1953**

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## Chapter 422

### AN ACT Relating to Officers of the Legislature.

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

Sec. 1. R. S., c. 9, § 4, amended. The last sentence of the 1st paragraph of section 4 of chapter 9 of the revised statutes, as amended, is hereby further amended to read as follows:

'He (secretary of the senate) shall receive a salary of ~~\$2,500~~ \$4,000 in full for all official services by him performed during the regular session of the legislature.'

Sec. 2. R. S., c. 9, § 4, amended. The 2nd paragraph of section 4 of chapter 9 of the revised statutes, as amended, is hereby further amended to read as follows:

'The assistant secretary of the senate shall receive a salary of ~~\$1,500~~ \$2,400; his work shall be performed under the direction of the secretary.'

Sec. 3. R. S., c. 9, § 7, amended. The last sentence of the 1st paragraph of section 7 of chapter 9 of the revised statutes, as amended, is hereby further amended to read as follows:

'He shall receive a salary of ~~\$3,000~~ \$4,500 in full for all official services by him performed during the regular session of the legislature and for such additional services provided for in this section.'

Sec. 4. R. S., c. 9, § 7, amended. The 2nd paragraph of section 7 of chapter 9 of the revised statutes, as amended, is hereby further amended to read as follows:

'The assistant clerk of the house shall receive a salary of ~~\$1,500~~ \$2,400; his work shall be performed under the direction of the clerk.'

Effective August 8, 1953

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## Chapter 423

### AN ACT Relating to Pari Mutuel Pool Contributions to Stipend Fund.

Emergency preamble. Whereas, due to increased cost of labor and materials, the cost of state government in administering the services required by law has increased; and

Whereas, further revenue is necessary in order to carry out the functions of government as provided by law; and

Whereas, orderly procedure of administering the essential duties required by the people of the state of Maine necessitates further moneys; 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. 27, § 16, amended.** The 6th sentence of section 16 of chapter 27 of the revised statutes, as repealed and replaced by section 33 of chapter 266 of the public laws of 1951, is hereby amended to read as follows:

'No society shall receive any portion of the stipend in excess of \$10,000, except that such limitation shall not apply to any additional stipend provided for by the provisions of section 15 of chapter 77 or the provisions of section 13 of chapter 77-A.'

**Sec. 2. R. S., c. 77, § 12, amended.** Section 12 of chapter 77 of the revised statutes, as amended, is hereby further amended by adding at the end thereof the following paragraph:

'Notwithstanding anything in this chapter to the contrary, the commission shall issue a license where pari mutuel betting is permitted to Gorham Raceways to hold day or night harness races or meets in Gorham each year for a period of 4 weeks, and no more, beginning in June on the Monday of the last full week therein which has 7 calendar days; provided, however, that if no running racing is held at Scarborough Downs after Labor Day each year, Gorham Raceways may be permitted to hold harness races or meets at Gorham. Except that for the year 1953, the commission shall issue such a license to Gorham Raceways to hold harness racing or meets in Gorham from June 15th to July 11th, both days inclusive.'

**Sec. 2-A. R. S., c. 77, § 12, amended.** The 1st sentence of the next to last paragraph of section 12 of chapter 77 of the revised statutes, as enacted by section 5 of chapter 388 of the public laws of 1949, is hereby amended to read as follows:

'Notwithstanding anything in this chapter to the contrary, the commission shall issue a license, where pari mutuel betting is permitted, to hold day or night harness races or meets for a period of 8 weeks and no more between June 15th and October 15th of each year, daily except Sundays ~~between the hours of 6 P. M. and midnight.~~

Sec. 3. R. S., c. 77, § 15, amended. Section 15 of chapter 77 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 15. **Pari mutuel pools.** Within the enclosure and on the grounds of any race track where is held a race or race meet licensed and conducted under the provisions of this chapter, but not elsewhere, the sale of pari mutuel pools under such regulations as may be prescribed by said commission is permitted and authorized. Commissions on such pools shall in no event and at no track exceed ~~15%~~ 16% and the odd cents of all redistribution to be made on all mutuel contributions exceeding a sum equal to the next lowest multiple of 5. Said maximum shall include the ~~5%~~ 5½% tax hereinafter prescribed. A sum equal to ½% of such total contributions shall be paid to the treasurer of state to be credited to the "stipend" fund provided by section 16 of chapter 27 ~~as amended.~~'

Sec. 4. R. S., c. 77, § 16, amended. Section 16 of chapter 77 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 16. **Tax.** Each person, association or corporation licensed to conduct a race or race meet under the provisions of this chapter shall pay to the treasurer of state, to be credited to the general fund of the state, a sum equal to ~~5%~~ 5½% of the total contributions to all pari mutuel pools conducted or made at any race or race meet licensed under the provisions of this chapter.'

Sec. 5. R. S., c. 77-A, § 9, amended. The 2nd sentence of section 9 of chapter 77-A, as enacted by chapter 289 of the public laws of 1949, and as amended, is hereby further amended to read as follows:

'Racing shall be permitted ~~in the daytime only~~ at Scarborough Downs until the hour of midnight each day from May 15th to November 30th each year, except that no racing shall be permitted each year for a period of 4 weeks, beginning in June on the Monday of the last full week therein which has 7 calendar days; provided, however, that if Gorham Raceways does not hold harness races or meets during said 4-week period, racing under the provisions of this chapter may be permitted at Scarborough Downs until the hour of midnight of each day during said 4-week period. Except that for the year 1953, racing shall be permitted on July 4th until the hour of 4:30 P. M. Eastern standard time and on July 11th until the hour of 4:30 P. M. Eastern standard time, and for the year 1953, racing shall be permitted until the hour of midnight each day from July 13th to November 30th.'

Sec. 6. R. S., c. 77-A, § 13, amended. Section 13 of chapter 77-A of

the revised statutes, as enacted by chapter 289 of the public laws of 1949, is hereby amended to read as follows:

'Sec. 13. **Pari mutuel pools.** Within the enclosure of any race track where is held a race or race meet licensed and conducted under the provisions of this chapter, but not elsewhere, the sale of pari mutuel pools by the licensee under such regulations as may be prescribed by said commission is hereby permitted and authorized. Commissions on such pools shall in no event and at no track exceed ~~5%~~ 16% of each dollar wagered, plus the odd cents of all redistribution to be based on each dollar wagered exceeding a sum equal to the next lowest multiple of ten, known as "breakage,"  $\frac{1}{2}$  of which breakage shall be retained by the licensee and the balance shall be paid to the treasurer of state. Said maximum shall include the ~~5%~~  $5\frac{1}{2}\%$  tax hereinafter prescribed. A sum equal to  $\frac{1}{2}\%$  of such total contributions shall be paid to the treasurer of state to be credited to the "stipend" fund provided by section 16 of chapter 27.'

Sec. 7. R. S., c. 77-A, § 14, amended. The 1st sentence of section 14 of chapter 77-A of the revised statutes, as enacted by chapter 289 of the public laws of 1949, is hereby amended to read as follows:

'Each person, association, corporation, trust or partnership, licensed to conduct a race or race meet under the provisions of this chapter shall pay to the treasurer of state and credited to the general fund a sum equal to ~~5%~~  $5\frac{1}{2}\%$  of the total contributions to all pari mutuel pools conducted or made at any race or race meets licensed hereunder.'

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

Effective May 8, 1953

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## Chapter 424

### AN ACT Relating to the State Personnel Board.

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

R. S., c. 59, § 3, amended. Section 3 of chapter 59 of the revised statutes is hereby amended to read as follows:

'Sec. 3. **State personnel board.** The state personnel board, as heretofore established, shall be composed of ~~3~~ 5 members ~~not more than 2 of~~