

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-seventh Legislature

OF THE

STATE OF MAINE

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STATE OF MAINE

As Passed by the Ninety-seventh Legislature

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for himself and family without license. For the purposes of sections 70-A to 70-D, inclusive, the term "a resident" shall mean a person, firm or corporation who has resided in this State for a term of at least 6 consecutive months and in the town of Harpswell for at least 3 consecutive months prior to making application for license.

Sec. 70-B. Dealers' licenses. No person shall be a dealer in clams or quahogs in the town of Harpswell without having first obtained a license from the municipal officers of said town, who are authorized to issue such license and fix the fee therefor. For the purposes of sections 70-A to 70-D, inclusive, the term "dealer" herein used shall mean any person, firm or corporation buying clams or quahogs for resale.

Sec. 70-C. Licenses; revocation; appeals. The municipal officers may revoke any license issued by them under the provisions of the preceding section, upon evidence satisfactory to them that the person digging or taking clams or quahogs has violated any of the laws of the State regulating the digging or taking of clams or quahogs. If the municipal officers refuse to issue the license provided for in said section or if a license has been revoked by the municipal officers, a person aggrieved may apply to any Justice of the Superior Court, in term time or vacation, who may order the issuance or restoration thereof, provided said Justice finds the municipal officers acted fraudulently or corruptly or erred in their conclusion of facts.

Sec. 70-D. Penalty. Whoever violates any of the provisions of sections 70-A to 70-D, inclusive, shall be punished by a fine of not less than \$10 nor more than \$100, or by imprisonment for not more than 30 days. Trial justices within their county shall have jurisdiction concurrent with municipal courts and the Superior Court of prosecutions for violations hereof.'

Effective August 20, 1955

Chapter 117

AN ACT Prohibiting Gifts or Other Gratuities to Bank Officials for Procuring Loans.

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

R. S., c. 59, § 18-A, additional. Chapter 59 of the revised statutes is hereby amended by adding thereto a new section to be numbered 18-A, to read as follows:

'Sec. 18-A. Receipt of commissions or gifts for procuring loans. Whoever, being an officer, director, employee, agent or attorney of any bank, savings bank, trust company, loan and building association, Morris Plan bank, credit unions and all other financial institutions under the supervision of the Bank Commissioner, stipulates for or receives or consents or agrees to receive any fee, commission, gift or thing of value, from any person, firm or corporation, for procuring or endeavoring to procure for such person, firm or corporation, or for any other person, firm or corporation, from any such bank or corporation, any loan or extension or renewal of loan or substitution of security, or the purchase or discount or acceptance of any paper, note, draft, check or bill of exchange by any such bank or corporation shall be punished by a fine of not more than \$1,000, or by imprisonment for not more than one year, or by both such fine and imprisonment.

Nothing contained in this section shall be construed to refer to the expenses of examining titles, drafting conveyances and mortgages and the performance of other purely legal services.'

Effective August 20, 1955

Chapter 118

AN ACT Repealing Special Duty of State Police Re Registration of Motor Vehicles and Licensing of Operators.

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

Sec. 1. R. S., c. 15, § 4, repealed. Section 4 of chapter 15 of the revised statutes is hereby repealed as follows:

'Sec. 4. Duties as inspectors. Members of the state police may be designated and assigned to special duty as inspectors to enforce the laws, rules and regulations relating to the registration of motor vehicles and the licensing of operators of motor vehicles; but assignment to special duty shall not affect their powers as state police. Such inspectors shall cooperate with and assist the Secretary of State in the collection of fees and penalties due the State under the laws relating to the registration of motor vehicles and the licensing of operators of such vehicles. They shall also aid the State Highway Commission in the enforcement of its rules and orders and permits pertaining to the use of highways.'

Sec. 2. R. S., c. 15, § 2, amended. Section 2 of chapter 15 of the revised statutes is hereby amended by inserting after the first sentence therein the following sentence:

'The state police shall also aid the state highway commission in the enforcement of its rules and orders and permit regulations.'

Effective August 20, 1955

Chapter 119

AN ACT Relating to Peremptory Challenges in Criminal Cases.

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

R. S., c. 148, § 15, amended. Section 15 of chapter 148 of the revised statutes is hereby amended to read as follows:

'Sec. 15. Facts tried, challenges allowed, as in civil cases. Issues of fact joined on indictments shall be tried by a jury drawn and returned in the same manner, and challenges shall be allowed to the prosecuting officer and the accused, as in civil cases, except that, in cases of felonies not punishable by imprisonment for life, 8 peremptory challenges shall be allowed each, to the prose-