

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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solicited, not less than 30 days before actual construction or installation, any such corporation shall submit to the Public Utilities Commission information concerning the engineering design of its pipe line and the standards of construction which it proposes to follow and any other such information as the Commission may deem necessary, so that it may determine whether the public safety and the safety of the employees of said company are being protected. If the Commission shall find as a result of its investigation that any part of the engineering design does not conform to the minimum standards of the American Standard Code of Pressure Piping, promulgated by the American Standards Association of New York, New York, or that the condition of any part of the equipment or the manner of operation thereof, are such that they are dangerous to the public safety or the safety of the employees, it shall make such order as may be necessary to remedy same and shall furnish a copy of such order to the company.

Sec. 12. Submission of map to Commission. Any such company, as soon as it has definitely established a route, but in any event not less than 30 days before the commencement of actual construction or installation, shall submit to the Public Utilities Commission and to the governing body of each municipality through which it is proposed that such route shall pass, for their information, a map approved as to form by the Public Utilities Commission, clearly setting forth the proposed route to be followed.

Sec. 13. Compliance with orders. Any corporation subject to this chapter shall comply immediately with any proper order of the Public Utilities Commission and any company failing to comply with any such order shall be fined not more than \$1,000 for each offense and shall reimburse any person whose property is damaged as a result of such failure for the amount of such property damage and shall be liable in double damages for any injury resulting to any person from such failure.

Sec. 14. Interstate and foreign commerce not affected. No provision of this chapter or of any order or regulation thereunder shall apply to or be construed to apply to interstate or foreign commerce, except so far as such provision may be effective pursuant to the Constitution of the United States under the laws of the United States enacted thereunder.'

Effective August 20, 1955

Chapter 128

AN ACT Relating to Biennial Assessment of State Property Taxes.

Emergency preamble. Whereas, all taxes upon real and personal property in this State are assessed as of April 1, and in the greater portion of the municipalities the assessments are completed during the months of April and May in each year; and

Whereas, it is necessary that the warrants for State taxes shall be transmitted by the Treasurer of State to the Assessors of the several cities, towns and plantations as soon after April 1 as practicable in order that the taxes may be assessed promptly so that the cities, towns and plantations may receive sufficient revenue for current expenses; and

Whereas, in the opinion of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following leg-

islation 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 :

R. S., c. 16, §§ 77-A - 77-D, additional. Chapter 16 of the revised statutes is hereby amended by adding thereto 4 new sections to be numbered 77-A to 77-D, inclusive, to read as follows :

‘Sec. 77-A. State tax. For necessary expenses of State and local government, a tax is hereby assessed annually at the rate of $7\frac{1}{4}$ mills on the dollar upon each municipality, township and each lot and parcel of land not included in any township in the State. The valuation as determined by the Board of Equalization, as set forth in the statement filed by said Board as provided by section 67, shall be the basis for the computation and apportionment of the tax hereby assessed.

Sec. 77-B. Tax lists to be filed with Treasurer; tax warrant of Treasurer of State. As soon as practicable after April 1, annually, the State Tax Assessor shall file with the Treasurer of State lists of the taxes provided by the preceding section. The Treasurer of State shall as soon as practicable after April 1, annually, send his warrant with a copy of the lists named herein directed to the mayor and aldermen, selectmen or assessors of each municipality, taxed as aforesaid, requiring them respectively to assess, in dollars and cents, the sum so charged, according to the provisions of the law for the assessment of taxes and add the amount of such tax to the amount of county and town taxes, to be by them assessed in each municipality or other place respectively.

Sec. 77-C. Distribution of State tax to municipalities and apportionment thereof. The Treasurer of State, in his said warrants, shall require the said mayor and aldermen, selectmen or assessors, respectively, to pay or to issue their several warrants requiring the collectors of their several municipalities to collect and pay to the treasurers of their respective municipalities the sums against said municipalities required by the provisions of sections 77-A to 77-D, inclusive.

The sum so collected in each municipality shall be paid when collected to the treasurer thereof to be by him disbursed for necessary expenses of local government as determined or appropriated by the legislative body of such municipality for the public welfare within the purposes specified in chapter 91, which chapter sets forth those purposes for the public welfare for which municipalities are themselves authorized to raise money by taxation.

The sum so collected from each township and each lot or parcel of land not included in any township in the State shall be disbursed by the Treasurer of State to each township and each lot or parcel of land not included in any township which is assessed for school or highway purposes in an amount not to exceed $\frac{3}{4}$ of the amount assessed for school and highway purposes and shall be credited to such purposes.

Sec. 77-D. Payment of tax in town whose charters are surrendered. When the charter of any municipality listed in the statement filed with the Secretary of State by the Board of Equalization under the provisions of section 67 is subsequently surrendered by act of the Legislature, the tax hereby assessed shall be an outstanding obligation of such municipality, and it shall be paid, and funds for payment thereof shall be raised by the State Tax Assessor in the same man-

ner as provided by law in the case of other outstanding obligations of such municipality.'

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect April 1, 1955.

Effective April 1, 1955

Chapter 129

AN ACT Relating to Taxation of Television and Radio Transmitting Equipment in Town Where Situated.

Effective March 31, 1955

Director's note: Repealed by P. L. 1955, c. 399, § 5.
Re-enacted by R. S., c. 91-A, § 9, sub-§ II, ¶ H, as enacted by P. L., 1955, c. 399, § 1.

Chapter 130

AN ACT Relating to Line Budget for Personal Services, Capital Expenditures and Other Expenses for State Departments.

Emergency preamble. Whereas, acts passed by the Legislature do not become effective until 90 days after adjournment unless passed as emergencies; and

Whereas, the said 90-day period will not terminate until after the beginning of the next fiscal year; and

Whereas, the following legislation, specifying the form of the appropriation bill which will become effective for the fiscal year beginning July 1, 1955 should become effective for the same fiscal year; 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. 16, § 13, amended. The first 2 sentences of section 13 of chapter 16 of the revised statutes are hereby repealed and the following sentences enacted in place thereof:

'The general fund appropriation bill provided for in section 9 shall be drawn so as to authorize the appropriation to be made to each Department or Agency of the State Government for each fiscal year of the biennium. Such appropriation shall provide specific amounts for personal services, capital expenditures and amounts for other departmental expenses.'

Sec. 2. R. S., c. 16, § 14, amended. The 1st sentence of section 14 of chapter 16 of the revised statutes is hereby amended to read as follows:

'Not later than June 1st of each year, the Governor shall require the head of each Department and Agency of the State Government to submit to the Depart-