

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## Ninety-seventh Legislature

OF THE

# STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 27 of chapter 10 of the Revised Statutes of 1954.

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KENNEBEC JOURNAL  
AUGUSTA, MAINE  
1955

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

As Passed by the Ninety-seventh Legislature

1955

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of a violation of the foregoing provisions to the county attorney for the county of Knox, who shall prosecute such convict therefor.'

Effective August 20, 1955

## Chapter 310

### AN ACT Relating to Possession of Firearms by Felons.

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

R. S., c. 144, §§ 12-A - 12-C, additional. Chapter 144 of the revised statutes is hereby amended by adding thereto 3 new sections to be numbered 12-A to 12-C, to read as follows:

#### 'Possession of Firearms by Felons.

Sec. 12-A. Possession of firearms by felons prohibited. It shall be unlawful for any person who has been convicted of a felony under the laws of the United States or of the State of Maine, or of any other State, to have in his possession any pistol, revolver or any other firearm capable of being concealed upon the person. Anyone violating any of the provisions of sections 12-A to 12-C, inclusive, shall be guilty of a felony, and upon conviction thereof, shall be punished by imprisonment for not less than one nor more than 5 years.

Sec. 12-B. Definitions. The following words and phrases when used in sections 12-A to 12-C, inclusive, are defined as follows:

"Pistol," "revolver" and "firearm" mean a weapon capable of being concealed upon the person and shall include all firearms having a barrel of less than 12 inches in length.

Sec. 12-C. Application. The penal provisions of section 12-A shall not apply to any person commissioned as a peace officer, employed as a guard or watchman nor to any person who has not been convicted of a penal offense during the 5-year period next immediately following his discharge or release from prison.'

Effective August 20, 1955

## Chapter 311

### AN ACT Relating to Service of Process on Nonresidents Operating Aircraft.

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

R. S., c. 22, § 70, amended. The 1st sentence of section 70 of chapter 22 of the revised statutes is hereby amended to read as follows:

'The acceptance by a person who is a resident of any other state or country of the rights and privileges conferred by this chapter as evidenced by the operation, by himself or agent, of a motor vehicle thereunder, or the operation by such a

person, by himself or his agent, of a motor vehicle on a public way in this State otherwise than under the provisions of said chapter, or the operation by such a person, by himself or his agent, of aircraft in this State, shall be deemed equivalent to an appointment by him of the Secretary of State, or his successor in office, to be his true and lawful attorney upon whom may be served all lawful processes in any action or proceeding against him, growing out of any accident or collision in which such person or his agent may be involved, while operating a motor vehicle on such a way, or while operating aircraft in this State, and said acceptance or operation shall be a signification of his agreement that any such process against him which is so served shall be of the same legal force and validity as if served on him personally.'

Effective August 20, 1955

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## Chapter 312

### AN ACT Relating to Payments from Benefit Account of Maine Employment Security Commission.

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

Sec. 1. R. S., c. 16, § 29, amended. Section 29 of chapter 16 of the revised statutes is hereby amended by adding after the 1st paragraph thereof, the following paragraph:

'Notwithstanding the provisions of the foregoing paragraph, the chairman of the Maine Employment Security Commission is hereby authorized to prepare and sign warrants for the payment of benefits to eligible unemployed persons, which warrants shall, upon being countersigned by one other designated member of the Commission and delivered to the payee, become a check against a designated bank or trust company acting as a depository of the State Government. The authority of the chairman to prepare and sign such warrants is hereby limited solely to the payment of benefits to eligible unemployed persons. The facsimile signatures of the chairman of the Commission and the designated member of the Commission who are leaving office shall be valid until new signature plates for the signature herein authorized have been obtained for their successors.'

Sec. 2. R. S., c. 29, § 10, amended. The 4th and 5th sentences of section 10 of chapter 29 of the revised statutes are hereby amended to read as follows:

'All such warrants for the payment of benefits from the benefit account ~~and of refunds from the clearing account~~ shall be prepared by the commission and shall be signed by the state controller ~~or on his behalf by his duly authorized representative for that purpose~~ chairman of the Commission, and countersigned by the treasurer of state ~~or on his behalf by his duly authorized representative for that purpose~~ a designated member of the Commission, and when so signed and countersigned and delivered to the payee shall become a check against a designated bank or trust company acting as a depository of the State Government. The Commission shall be the sole judge of the legality or propriety of any award of benefits, or the amount thereof, appearing in any such warrant prepared by the ~~commission~~ chairman, subject only to the right of appeal as provided in subsections VIII and IX of section 16.'

Effective August 20, 1955