

# 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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such a license, unless the work done comes within the exception set out in section 13, or procures any license wrongfully or by fraud, or violates any of the provisions of this chapter shall be deemed guilty of a misdemeanor and if convicted thereof shall be punished by a fine of not more than \$100, or by imprisonment for not more than 3 months, or by both such fine and imprisonment.

Sec. 15. Provisions in city charters not affected. The provisions of this chapter shall not prevent the licensing of oil burnermen licensed hereunder by cities under the provisions of the charters or ordinances thereof.

Sec. 16. Funds for enforcement. The Insurance Commissioner is hereby empowered to expend up to 20% of the funds accruing to the Oil Burnermen's Licensing Board for the employment of one or more State Fire Inspectors, subject to the provisions of the Personnel Law, to assist in the enforcement of the provisions of this chapter and for the purchase of necessary electrical testing equipment.'

Sec. 2. R. S., c. 18, § 31, amended. The first sentence of section 31 of chapter 18 of the revised statutes is hereby amended to read as follows:

'All money received by the Treasurer of State from the Board of Registration in Medicine, the Board of Examiners of Psychologists, the Board of Registration of Nurses, the Board of Examiners of Applicants for Admission to the Bar, the Board of Accountancy, the Board of Veterinary Examiners, the Board of Osteopathic Examination and Registration, the Board of Examiners of Funeral Directors and Embalmers, the State Board of Registration and Examination in Optometry, the Board of Dental Examiners, the State Board of Registration for Professional Engineers, the State Board of Architects, the Electricians' Examining Board, the Oil Burnermen's Licensing Board, the State Board of Barbers and Hairdressers, the Examiners of ~~podiatrists~~ Podiatrists, the Board of Chiropractic Examination and Registration and the Board of Commissioners of Pharmacy shall constitute a fund, which shall be a continuous carrying account for the payment of the compensation and expenses of the members, the expenses of the board and for executing the provisions of law relating to each board respectively, and so much thereof as may be required is appropriated for said purposes.'

Effective August 20, 1955

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## Chapter 353

### AN ACT Relating to Pari Mutuel Pools at Harness Horse Race Meets.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment; and

Whereas, the revenue to be collected under the provisions of this Act is essential to carry out the needs of State Government as soon as possible; and

Whereas, to provide for such needs of State Government, the revenue to be collected under the provisions of this Act should apply to harness horse race meets in the Spring and Summer of 1955; 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 legis-

lation 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. 86, § 14, repealed and replaced. Section 14 of chapter 86 of the revised statutes is hereby repealed and the following section enacted in place thereof:

'Sec. 14. 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 permitted and authorized. Commissions on such pools shall in no event and at no track exceed 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  $5\frac{1}{2}\%$  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 17 of chapter 32.'

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

Effective May 16, 1955

## Chapter 354

AN ACT to Revise the Laws Relating to Loan and Building Associations.

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

Sec. 1. R. S., c. 59, § 173, amended. The 2nd sentence of section 173 of chapter 59 of the revised statutes is hereby repealed, as follows:

'Additional loans upon the same real estate or a portion thereof may, however, be made provided any mortgage securing such loan shall contain a provision to the effect that the premises described are subject to such prior mortgage or mortgages to the mortgagee and provided further that there shall be no intervening mortgage or encumbrance other than those held by the association concerned.'

Sec. 2. R. S., c. 59, § 173, amended. Section 173 of chapter 59 of the revised statutes is hereby amended by adding the following paragraph:

'Any interest in real property which may now be mortgaged to such associations may be mortgaged to secure existing debts or obligations, to secure debts or obligations created simultaneously with the execution of the mortgage, to secure future advances necessary to protect the security and to secure future advances to be made at the option of the parties up to a total amount stated in the mortgage, and all such debts, obligations and future advances shall, from the time the mortgage is filed for record as provided by law, be secured by such mortgage equally with, and have the same priority over the rights of all persons who