

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-eighth Legislature

OF THE

STATE OF MAINE

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being to enable a traveler on any such way, when such traveler is 300 feet or less distant from any such crossing, to have a fair view of an approaching train, engine or car from one or more angles continuously from the time such train, engine or car is 300 feet from such crossing until it has passed over the same.'

Sec. 2. R. S., c. 46, § 92, amended. Section 92 of chapter 46 is hereby amended by adding at the end thereof the following sentence:

'Any expense incurred by the State Highway Commission to properly trim, cut down or remove and from time to time as may be necessary to keep trimmed, cut down and removed, bushes, trees and signboards, shall be borne by said State Highway Commission.'

Effective August 28, 1957

Chapter 7

AN ACT Relating to Procedure to Repair or Demolish Buildings after Fire.

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

R. S., c. 97, § 23, repealed and replaced. Section 23 of chapter 97 of the Revised Statutes is hereby repealed and the following enacted in place thereof:

'Sec. 23. Buildings repaired or demolished; petition to enforce order. If any person fails to comply with the order of any officer under the provisions of section 22 or with the decision of the Insurance Commissioner on review and within the time fixed, then such officer or the Insurance Commissioner may petition the Supreme Judicial Court or the Superior Court in equity, in term time or vacation, in the county where the building or premises is located to enforce the order of said officer or the Insurance Commissioner. After notice and hearing the Court shall make such order, judgment or decree as law and justice may require, or the Court may authorize the town to cause such building or premises to be forthwith repaired, torn down or demolished and such materials removed and all dangerous conditions remedied, as the case may be, at the expense of the town in which such property is situated; and if the owner thereof, within 30 days after notice in writing of the amount of such expense, fails, neglects or refuses to repay said town the expense thereby incurred, a special tax may be assessed by the assessors against the land on which said building was located for the amount of such expenses, and such amount shall be included in the next annual warrant to the tax collector of said town for collection, and shall be collected in the same manner as other state, county and municipal taxes are collected.'

Effective August 28, 1957

Chapter 8

AN ACT Relating to Procedure of Municipal Tax Collectors in Issuing Warrants of Distress.

Emergency preamble. Whereas, acts of Legislature do not become effective until 90 days after the Legislature adjourns; and

Whereas, due to error in chapter 91-A, enacted at the last session of the Legislature, municipal tax collectors were deprived of an additional method to collect taxes; and

Whereas, such error should be corrected to enable such tax collectors to be more effective in their duties; 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:

R. S., c. 91-A, § 101, amended. Section 101 of chapter 91-A of the Revised Statutes, as enacted by section 1 of chapter 399 of the public laws of 1955, is hereby amended to read as follows:

'Sec. 101. Collector may issue warrant of distress to sheriff. Any tax collector ~~within~~ after 3 months ~~after~~ from the date of commitment may issue his warrant to the sheriff of any county, or his deputy, or to a constable of his municipality, directing him to distrain the person or property of any taxpayer not paying his taxes, which warrant shall be of the same tenor as that prescribed to be issued by municipal assessors to tax collectors with the appropriate changes returnable to the tax collector issuing the same in 30, 60 or 90 days.'

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

Effective March 1, 1957

Chapter 9

AN ACT Relating to Procedure for Municipal Tax Collectors in Settling Accounts When Removing from Municipalities.

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

R. S., c. 91-A, § 71, amended. The first paragraph of section 71 of chapter 91-A of the Revised Statutes, as enacted by section one of chapter 399 of the public laws of 1955, is hereby amended to read as follows:

'When a tax collector has removed, or in the judgment of the municipal officers is about to remove, from the municipality before the time set for perfecting his collections; , said officers may ~~call a meeting of the municipality to appoint a committee which shall be empowered to settle with him for the money that he has received on his tax lists, to demand and receive of him such lists, and to discharge him therefrom.~~ Said ~~meeting~~ officers may ~~elect~~ appoint another tax collector, and the assessors shall make a new warrant and deliver it to him with said lists, to collect the sums due thereon, and he shall have the same power in their collection as the original tax collector.'

Effective August 28, 1957