

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-ninth 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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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-ninth Legislature

1959

Chapter 141

AN ACT Relating to Local Option for Sale of Malt Liquor by Hotels and Clubs.

Effective September 12, 1959

Director's note: Repealed by P. L., 1959, c. 327, § 3.

Chapter 142

AN ACT Permitting Certain Public Utility Corporations to Hold Stockholders Meetings Outside the State.

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

R. S., c. 53, § 23, amended. Section 23 of chapter 53 of the Revised Statutes is amended by adding at the end a new sentence, to read as follows:

'Public utility corporations organized under the laws of this State but doing business wholly outside the limits of this State may provide by their by-laws for the holding of meetings of their stockholders outside the State.'

Effective September 12, 1959

Chapter 143

AN ACT Relating to Acceptance of Surety Company Bonds in Lieu of Bail Bonds or Other Sureties.

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

Sec. 1. R. S., c. 146, § 22, amended. The first sentence of section 22 of chapter 146 of the Revised Statutes is amended to read as follows:

'Any person aggrieved at the decision or sentence of such magistrate may, within 5 days after such decision or sentence is imposed, Sunday not included, appeal therefrom to the next Superior Court to be held in the same county, and the magistrate shall thereupon order such appellant to recognize in a reasonable sum, not less than \$20 with sufficient sureties, or in lieu thereof, when offered, a good and sufficient surety bond duly executed by a surety company authorized to do business in this State, to appear and prosecute his appeal and to be committed until the order is complied with.'

Sec. 2. R. S., c. 126, § 35-A, additional. Chapter 126 of the Revised Statutes is amended by adding a new section to be numbered 35-A, to read as follows:

'Sec. 35-A. Surety bonds authorized in criminal cases. In any criminal proceeding or mesne process or other process where a bail bond recognizance or personal sureties or other obligation is required, or whenever any person is arrested and is required or permitted to recognize with sureties for his appear-

ance in court, the court official or other authority authorized by law to accept and approve the same shall accept and approve in lieu thereof, when offered, a good and sufficient surety bond duly executed by a surety company authorized to do business in this State.'

Effective September 12, 1959

Chapter 144

AN ACT Relating to Use of Prior Convictions in Motor Vehicle Registration and License Suspensions.

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

R. S., c. 22, § 150, amended. The next to the last paragraph of section 150 of chapter 22 of the Revised Statutes is amended to read as follows:

'No person whose license or right to operate a motor vehicle has been revoked upon conviction of violating the provisions of this section shall be licensed again or permitted to operate a motor vehicle for 2 years, except ~~that~~ after the expiration of one year from the date of such revocation, he may petition the Secretary of State for a license or permit, who, after hearing and after his determination that public safety will not be endangered by issuing a new license, may issue such license or permit, with or without conditions thereto attached; ~~upon~~. Upon a 2nd conviction of a violation of the provisions of this section, such person shall not be licensed again or permitted to operate a motor vehicle in this State for 5 years from the date of revocation, ~~provided, however, that~~ ~~except~~ after 3 years from the date of such last revocation, he may petition the Secretary of State for a license or permit and the Secretary of State, after like hearing and determination, again may issue a license or permit to the petitioner, with or without conditions; ~~upon~~. Upon any subsequent conviction for a similar offense, the license or permit shall terminate and no subsequent license or permit shall be granted to such person; ~~except that a person who has had 3 convictions under the provisions of this section may petition the Secretary of State for a special license, who, after being satisfied beyond a reasonable doubt that the said petitioner has refrained from all use of intoxicating liquor for a period of 6 years next preceding the day of hearing on the said petition, may issue a special permit or license conditioned upon continued non-use of intoxicating liquor; for~~. For the purpose of this section, in case a person has been convicted one or more times ~~prior to the 13th day of July, 1929~~ of a violation of the provisions of this section, ~~such previous conviction or convictions shall be construed as one conviction only those prior convictions had within the 10 years immediately preceding a conviction shall be considered.'~~

Effective September 12, 1959