

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-ninth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
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STATE OF MAINE

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'Exempt from the above shall be such shares of capital stock as shall be authorized by a majority of the company's stockholders at any meeting duly called for such purpose and reserved under such vote for stock option purposes. When options are exercised such increase in capital stock shall be duly certified to the commissioner for his approval as provided for in section 43.'

Sec. 2. R. S., c. 60, § 43, amended. Section 43 of chapter 60 of the Revised Statutes is amended by adding at the end the following sentences:

'Exempt from such officers' certification shall be such shares of capital stock as shall be authorized by a majority of the company's stockholders at any meeting duly called for such purpose and reserved under such vote for stock option purposes. When options are exercised such increase in capital stock shall be duly certified to the commissioner for his approval as provided in this section.'

Effective September 12, 1959

Chapter 221

AN ACT Relating to Driver Education.

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

Sec. 1. R. S., c. 22, § 60-A, additional. Chapter 22 of the Revised Statutes is amended by adding a new section to be numbered 60-A, to read as follows:

'Sec. 60-A. Driver education. After the first day of September, 1960, no operator's license shall be issued to any person under 17 years of age unless such person shall present a certificate of successful completion of a driver education course and examination given by the public secondary schools and academies receiving tuition students as described in chapter 41, section 107; or certificate of successful completion of a driver education course and examination given by some person or persons licensed by the Secretary of State. Licenses shall be issued upon presentation of a certificate of approval issued by the State Board of Education. The fee for such license shall be \$25 per year, except that no license shall be required of teachers conducting a driver education course in public secondary schools or academies receiving tuition students as described in chapter 41, section 107. All licenses expire on December 31st of the year of issue.

Successful course completion certificates may be issued to any person permitted by law to have a license provided such course shall meet teacher qualification, course content and standards approved by the State Board of Education. Successful course completion certificates shall not be issued to any person who was not at least 15 years of age at the commencement of the road instruction phase of the course.

Any person between the ages of 15 and 17, who satisfies the Secretary of State that no readily available means of transportation exists to and from a secondary school or academy which he is attending, may be issued, upon passing the regular driver's examination as provided in section 60, a special permit authorizing such person to drive to and from such school or academy.'

Sec. 2. Application. This act shall not apply to any person who is under 17 years of age and who holds a valid State of Maine operator's license issued prior to September 1, 1960.

Effective September 12, 1959

Chapter 222

AN ACT Defining Agricultural Labor Under Employment Security Law.

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

R. S., c. 29, § 3, sub-§ I, repealed and replaced. Subsection 1 of section 3 of chapter 29 of the Revised Statutes, as repealed and replaced by section 2 of chapter 381 of the public laws of 1957, is repealed and the following enacted in place thereof:

I. "Agricultural labor" includes all services performed:

A. On a farm, in the employ of any person, in connection with cultivating the soil, or in connection with raising or harvesting any agricultural or horticultural commodity, including the raising, shearing, feeding, caring for, training and management of livestock, bees, poultry and fur-bearing animals and wild life.

B. In the employ of the owner or tenant or other operator of a farm, in connection with the operation, management, conservation, improvement or maintenance of such farm and its tools and equipment, or in salvaging timber or clearing land of brush and other debris left by a hurricane, if the major part of such service is performed on a farm.

C. In connection with the production or harvesting of maple syrup or maple sugar or any commodity defined as an agricultural commodity in section 15 (g) of the Federal Agricultural Marketing Act, as amended, or in connection with the raising or harvesting of mushrooms, or in connection with the hatching of poultry, or in connection with the ginning of cotton, or in connection with the operation or maintenance of ditches, canals, reservoirs or waterways used exclusively for supplying and storing water for farming purposes.

D. In handling, planting, drying, packing, packaging, processing, freezing, grading, storing or delivering to storage or to market or to a carrier for transportation to market, any agricultural or horticultural commodity; but only if such service is performed as an incident to ordinary farming operations or, in the case of fruits and vegetables, as an incident to the preparation of such fruits or vegetables for market. The provisions of this paragraph shall not be deemed to be applicable with respect to service performed in connection with commercial canning or commercial freezing or in connection with any agricultural or horticultural commodity after its delivery to a terminal market for distribution for consumption.

As used in this subsection, the term "farm" includes stock, dairy, poultry, fruit, fur-bearing animal and truck farms, plantations, ranches, nurseries,