

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

# 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.

---

KENNEBEC JOURNAL

AUGUSTA, MAINE

1959

---

---

PUBLIC LAWS  
OF THE  
STATE OF MAINE

As Passed by the Ninety-ninth Legislature

1959

---

---

## Chapter 307

### AN ACT Correcting Certain Inconsistencies in the Probation and Parole Law.

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

**Sec. 1. R. S., c. 25, § 247, repealed.** Section 247 of chapter 25 of the Revised Statutes is repealed.

**Sec. 2. R. S., c. 25, § 248, amended.** Section 248 of chapter 25 of the Revised Statutes is amended to read as follows:

'**Sec. 248. Investigations and prosecutions.** ~~All municipal boards, their agents and employees, all county probation officers and associate probation officers and the~~ The department and its agents, so far as funds are available, shall investigate all cases of cruel or injurious treatment of children coming to their knowledge, and shall cause offenders against any law for the protection of children or prevention of cruelty to the same to be prosecuted. The costs of court proceedings under ~~the provisions of~~ this section shall be taxed and paid in the same manner as in any criminal process. All fines imposed for the punishment of offenses under ~~any of the provisions of the 10 following~~ sections 249 to 258 shall be paid over to the county treasurer of the county in which the offenses may have been committed.'

**Sec. 3. R. S., c. 25, § 249, amended.** The first sentence of section 249 of chapter 25 of the Revised Statutes is amended to read as follows:

'When complaint in writing signed by an agent of the department, sheriff, ~~county probation officer~~ police officer ~~member of a municipal board~~ or by 3 or more citizens of any town or city is made under oath to the probate court of the county or the municipal court having jurisdiction in said city or town, alleging that such child in such city or town is cruelly treated or willfully neglected by its parents or parent or other person having custody or control of such child or by the willful failure of such parents or parent or other person having custody or control of such child is not provided with suitable food, clothing or privileges of education, or is kept at or allowed to frequent any disorderly house, house of ill fame, gambling place or place where intoxicating liquors are sold, or other places injurious to the health or morals, or that such child is an orphan, or is a child whose mother is an inmate of a state institution, without means of support or kindred of sufficient ability who will furnish such support, and praying that suitable and proper provision be made for the care, custody, support and education of the child named in such complaint, the court, in term time or vacation, may fix a time for hearing upon said complaint to be held in term time or vacation, and may issue a warrant causing the parents or parent or other persons having custody or control of such child and the child, if necessary, to be brought before said court forthwith in term time or vacation, or may order notice to be given to said parents or parent or said other persons in such manner or in such length of time as the court deems proper.'

**Sec. 4. R. S., c. 134, § 12, amended.** The last paragraph of section 12 of chapter 134 of the Revised Statutes is amended to read as follows:

'No female who shall be convicted of violating any of ~~the provisions of~~ this section shall be placed on probation or on parole in the care or charge of any person except a woman ~~probation~~ probation-parole officer.'

Sec. 5. R. S., c. 152, § 23, sub-§ II, amended. Subsection II of section 23 of chapter 152 of the Revised Statutes is amended to read as follows:

'II. When the return to this State is required of a person who has been convicted of a crime in this State and has escaped from confinement or broken the terms of his bail, probation or parole, the prosecuting attorney of the county in which the offense was committed, the ~~parole board~~ State Probation and Parole Board, or the warden of the institution, or sheriff of the county from which escape was made shall present to the Governor a written application for a requisition for the return of such person, in which application shall be stated the name of the person, the crime of which he was convicted, the circumstances of his escape from confinement, or of the breach of the terms of his bail, probation or parole, the state in which he is believed to be, including the location of the person therein at the time application is made.'

Effective September 12, 1959

---

---

## Chapter 308

### AN ACT to Clarify the Excise Tax on Aircraft, House Trailers and Motor Vehicles.

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

Sec. 1. R. S., c. 91-A, §§ 123 to 132, additional. Chapter 91-A of the Revised Statutes, as enacted by section 1 of chapter 399 of the public laws of 1955, is amended by adding thereto 10 new sections, to be numbered 123 to 132, to read as follows:

#### 'Excise Tax on Aircraft, House Trailers and Motor Vehicles.

Sec. 123. Definitions. The following words and phrases as used in sections 123 to 132 shall have the following meanings:

I. "House trailer" means:

A. A trailer or semi-trailer which is designed, constructed and equipped as a permanent or temporary dwelling place, living abode or sleeping place and is equipped for use as a conveyance on highways, or

B. A trailer or semi-trailer whose chassis and exterior shell is designed and constructed for use as a house trailer, as defined in paragraph A, but which is used instead permanently or temporarily for the advertising, sales, display or promotion of merchandise or services, or for any other commercial purpose except the transportation of property for hire or the transportation of property for distribution by a private carrier.

C. House trailer shall not include any trailer or semi-trailer prohibited by law from operating on the public highways, or properly taxable as real estate.