

# 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

One Hundredth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with  
the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

---

KENNEBEC JOURNAL

AUGUSTA, MAINE

1961

---

---

PUBLIC LAWS  
OF THE  
STATE OF MAINE

As passed by the Ninety-ninth Legislature

At The

SPECIAL SESSION, JANUARY 19-29, 1960

---

---

Sec. 3. R. S., c. 36-A, § 4, sub-§ I, repealed and replaced. Subsection I of section 4 of chapter 36-A of the Revised Statutes, as enacted by section 1 of chapter 349 of the public laws of 1959, is repealed and the following enacted in place thereof:

'I. Application; certificate of number. The owner of each motorboat requiring numbering by this State shall file an application for number with the commissioner on forms approved by him. The application shall be signed by the owner of the motorboat and shall be accompanied by a fee of \$2. Upon receipt of the application in approved form, the commissioner shall enter the same upon the records of the office and issue to the applicant a certificate of number, stating the number assigned to the motorboat and the name and address of the owner. The owner shall paint on or attach to each side of the bow of the boat the identification number assigned in order that it may be clearly visible. The number shall be not less than 3 inches in height. The number shall be maintained in a legible condition. The certificate of number shall be pocket size and shall be available at all times for inspection on the motorboat for which issued, whenever such motorboat is in operation;'

Sec. 4. R. S., c. 36-A, § 4, sub-§ IV, amended. Subsection IV of section 4 of chapter 36-A of the Revised Statutes, as enacted by section 1 of chapter 349 of the public laws of 1959, is amended to read as follows:

'IV. Ownership transferred or use of vessel discontinued. Whoever transfers the ownership or discontinues the use of a numbered motorboat or vessel and applies to the commissioner ~~of Inland Fisheries and Game~~ for numbering of another motorboat or vessel within the license period shall be entitled to a certificate of number, permitting the use of ~~number plates issued on the~~ number assigned to the former motorboat or vessel upon payment of a transfer fee of \$1. The certificate issued for the numbering of the former motorboat or vessel shall be returned to the said commissioner ~~of Inland Fisheries and Game~~, showing that the ownership of such motorboat or vessel has been transferred or its use discontinued and that the certificate has been cancelled. If any certificate of number is lost, mutilated or illegible, the owner of a boat may obtain a duplicate upon application and for a fee of \$1;'

Sec. 5. R. S., c. 36-A, § 14, amended. Section 14 of chapter 36-A of the Revised Statutes, as enacted by section 1 of chapter 349 of the public laws of 1959, is amended by adding at the end the following sentence:

'All fines, penalties or officers' costs shall accrue to the Treasurer of State, in accordance with chapter 37, section 129.'

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect April 2, 1960.

Effective April 2, 1960

---

## Chapter 375

### AN ACT Relating to Appeals from Decisions of the Joint Board in Highway Condemnation Proceedings.

Emergency preamble. Whereas, acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the new rules of civil procedure are now in effect; and

Whereas, it is believed that chapter 23, section 23 is in conflict with such rules; and

Whereas, there is much doubt and uncertainty concerning the joint board highway condemnation cases which might result in damage to many Maine land owners unless the statute is clarified; and

Whereas, to protect the rights of Maine citizens, appeal to the courts from the decisions of the joint board, so called, is vitally necessary; 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:*

Sec. 1. R. S., c. 23, § 23, amended. The 2nd sentence of section 23 of chapter 23 of the Revised Statutes, as amended by section 8 of chapter 317 of the public laws of 1959, is further amended to read as follows:

~~'The appellant shall file notice of his appeal with the State Highway Commission at Augusta by registered mail within the time limited, and when such~~ Such appeal is shall be taken shall file by filing a complaint setting forth substantially the facts upon which the case shall be tried like other cases with the right in either party to a jury trial.'

Sec. 2. R. S., c. 23, § 23, amended. Section 23 of chapter 23 of the Revised Statutes, as amended by section 8 of chapter 317 of the public laws of 1959, is further amended by adding after the 2nd sentence the following sentence:

'The appellant shall give notice of his appeal to the State Highway Commission in Augusta by mailing by registered mail within the time above limited a true copy of such complaint to the State Highway Commission at Augusta.'

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

Effective January 29, 1960

---

## Chapter 376

### AN ACT Imposing a Tax on the Unorganized Territory Within the Maine Forestry District for Spruce Budworm Control.

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

Whereas, a severe outbreak of spruce budworm has developed in the forests of northern Maine, threatening the destruction of one of Maine's outstanding natural resources; and