

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the One Hundredth Legislature

**1961**

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'A full and complete record shall be kept of all proceedings had before the commission involving the revoking, suspending or the issuance of any license either issued or to be issued by the commission.'

Effective September 16, 1961

## Chapter 345

AN ACT Establishing Fees to be Collected by Registers of Probate.

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

Sec. 1. R. S., c. 153, § 40, repealed and replaced. Section 40 of chapter 153 of the Revised Statutes is repealed and the following enacted in place thereof:

'Sec. 40. Fees payable to registers of probate. Registers of probate shall receive for:

I. Devises of real estate. Making and certifying to the register of deeds copies of devises of real estate, \$4. Said sum shall be paid by the executor or administrator when said will is proved. Of said sum \$1.50 shall be paid by the register of probate to the register of deeds when such certified copy is furnished to him.

II. Petition to probate. Receiving and entering each petition to probate a will, and each petition for the administration of an estate, when the estimated value of the estate, as stated in the petition, is \$1,000 or over, \$5.

III. Copies. Making copies from the records of the court, 50c for the first page plus 25c for each additional page; except the charge for furnishing to the executor or administrator one copy of each will proved shall be 50c.

IV. Certificate of appointment. Each certificate, under seal of the court, of the appointment and qualification of an administrator, executor, guardian or trustee, 50c and for each double certificate, \$1.'

Sec. 2. R. S., c. 153, §§ 41, 42, 43, repealed. Sections 41, 42 and 43 of chapter 153 of the Revised Statutes are repealed.

Sec. 3. R. S., c. 153, § 22, amended. The 3rd sentence of the 3rd paragraph of section 22 of chapter 153 of the Revised Statutes, as repealed and replaced by section 10 of chapter 372 of the public laws of 1959, is repealed.

Effective September 16, 1961

## Chapter 346

AN ACT Relating to Weight of Commercial Vehicles.

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

Sec. 1. R. S., c. 22, § 19, amended. The first paragraph of section 19 of chapter 22 of the Revised Statutes, as last repealed and replaced by section 10 of chapter 363 of the public laws of 1959, is amended to read as follows:

'With each application for registration of a motor truck shall be paid an annual registration fee graduated as follows when equipped with pneumatic tires :

From 0 pounds gross weight to 6,000 pounds gross weight	\$ 15
From 6,001 pounds gross weight to 9,000 pounds gross weight	\$ 20
From 9,001 pounds gross weight to 11,000 pounds gross weight	\$ 35
From 11,001 pounds gross weight to 14,000 pounds gross weight	\$ 60
From 14,001 pounds gross weight to 16,000 pounds gross weight	\$ 80
From 16,001 pounds gross weight to 18,000 pounds gross weight	\$100
From 18,001 pounds gross weight to 20,000 pounds gross weight	\$125
From 20,001 pounds gross weight to 23,000 pounds gross weight	\$150
From 23,001 pounds gross weight to 26,000 pounds gross weight	\$175
From 26,001 pounds gross weight to 29,000 pounds gross weight	\$214
From 29,001 pounds gross weight to 32,000 pounds gross weight	\$241
From 32,001 pounds gross weight to 35,000 pounds gross weight	\$268
From 35,001 pounds gross weight to 38,000 pounds gross weight	\$294
From 38,001 pounds gross weight to 42,000 pounds gross weight	\$321
From 42,001 pounds gross weight to 46,000 pounds gross weight	\$348
From 46,001 pounds gross weight to 50,000 pounds gross weight	\$375
From 50,001 pounds gross weight to 55,000 pounds gross weight	\$415
From 55,001 pounds gross weight to 60,000 pounds gross weight	\$455
From 60,001 pounds gross weight to 65,000 pounds gross weight	\$495
From 65,001 pounds gross weight to 70,550 pounds gross weight	\$545.'

Sec. 2. R. S., c. 22, § 36, amended. The first paragraph of section 36 of chapter 22 of the Revised Statutes, as amended by chapter 18 of the public laws of 1955 and by section 3 of chapter 309 of the public laws of 1957, is further amended to read as follows :

'No person shall operate, or cause to be operated, any truck, tractor, trailer or combination of truck tractor and semi-trailer, with a gross weight that is more than 10% above that specified in the registration certificate for such vehicle for trucks of gross weight of not over 15,000 pounds and 5% for trucks of gross weight of over 15,000 pounds; provided, however, that no motor vehicle of either a single unit or combined unit shall be operated on the highway with a gross weight that exceeds ~~60,000~~ 70,550 pounds.'

Sec. 3. R. S., c. 22, § 109, repealed and replaced. Section 109 of chapter 22 of the Revised Statutes, as amended by section 2 of chapter 309 of the public laws of 1957, is repealed and the following enacted in place thereof :

'Sec. 109. Weight of commercial vehicles limited. No motor truck, trailer, tractor, combination of truck tractor and semi-trailer, or other commercial vehicle shall be operated, or caused to be operated, on or over any way or bridge when the gross weight, actual weight of vehicle and load, exceeds 70,550 pounds. No vehicle having 2 axles shall be so operated, or caused to be operated, when the gross weight exceeds 32,000 pounds, no vehicle having 3 axles shall be so operated, or caused to be operated, when the gross weight exceeds 51,800 pounds, no vehicle having 4 axles shall be so operated, or caused to be operated, when the gross weight exceeds 62,050 pounds, and no vehicle having 5 or more axles shall be so operated, or caused to be operated, when the gross weight exceeds 70,550 pounds. The operation of the vehicle shall be prima facie evidence that said operation was caused by the person, firm or corporation holding the permit or certificate for said vehicle from the Public Utilities Commission.

Two or more axles less than 4 feet apart shall be considered as one axle and no group of axles shall carry a load in pounds in excess of the value given in

the following table corresponding to the distance in feet between the extreme axles of the group, measured longitudinally to the nearest foot:

Maximum load in pounds carried on any Group of Axles

Distance in feet between the extremes of any group of axles	3 axle vehicles	4 axle vehicles with adequate brakes on the wheels of all axles	5 or more axle vehicles with adequate brakes on the wheels of all axles
4 to 7 .....	32,000		
8 .....	32,610		
9 .....	33,580		
10 .....	34,550		
11 .....	35,510		
12 .....	36,470		
13 .....	37,420		
14 .....	38,360	45,900	
15 .....	39,300	46,750	
16 .....	40,230	47,600	
17 .....	41,160	48,450	
18 .....	42,080	49,300	51,100
19 .....	42,990	50,150	52,050
20 .....	43,900	51,000	53,000
21 .....	44,800	51,850	53,950
22 .....	45,700	52,700	54,900
23 .....	46,590	53,550	55,850
24 .....	47,470	54,400	56,800
25 .....	48,350	55,250	57,750
26 .....	49,220	56,100	58,700
27 .....	50,090	56,950	59,650
28 .....	50,950	57,800	60,600
29 .....	51,800	58,650	61,550
30 .....		59,500	62,500
31 .....		60,350	63,450
32 .....		61,200	64,400
33 .....		62,050	65,350
34 .....			66,300
35 .....			67,250
36 .....			68,200
37 .....			69,150
38 .....			70,100
39 .....			70,550

provided, that no vehicle shall have a gross weight imparted to any road surface of more than 22,000 pounds on any one axle, and no vehicle having 2 or more axles less than 8 feet apart shall be operated, or caused to be operated, with more than 18,000 pounds imparted to the road surface from either axle or 32,000 pounds from both axles; provided further that no vehicle shall be so operated, or caused to be operated, when the load imparted to the road surface is greater than 600 pounds per inch width tire, manufacturer's rating; except that 3-axle trucks with brakes on the wheels of all axles hauling forest products may be operated for a gross weight of 48,000 pounds with a distance between the extreme axles of not less than 18 feet, and except that 3-axle trucks with brakes on the wheels of all axles hauling construction materials may be operated for a gross weight of 48,000 pounds with a distance between the extreme axles

of not less than 16 feet and except that in special cases, special permits for the transportation of individual shipments in loads of greater gross weights may be granted by the State Highway Commission or such appropriate commission or officials as is duly authorized elsewhere in this chapter. All trucks with 4 or more axles shall have adequate brakes on the wheels of all axles.'

Effective September 16, 1961

## Chapter 347

### AN ACT Relating to Care and Supervision of Planes of Department of Sea and Shore Fisheries.

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

Whereas, in order to perform the duties established by law for the Department of Sea and Shore Fisheries, the following legislation is vitally necessary; and

Whereas, care and maintenance of planes operated by the Department of Sea and Shore Fisheries is in the best interests of economy and efficiency; and

Whereas, the following legislation should become immediately effective so that the department may function properly in the summer of 1961; 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. 24, § 5, amended.** The last sentence of the last paragraph of section 5 of chapter 24 of the Revised Statutes is amended to read as follows:

'Planes owned or operated by the Department of Inland Fisheries and Game, the Department of Sea and Shore Fisheries or the Forestry Department are exempt and excluded from the provisions of this paragraph.'

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

Effective June 8, 1961

## Chapter 348

### AN ACT Requiring Persons Seventy-Five Years of Age to Take Examination for Motor Vehicle Driver's License.

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

**Sec. 1. R. S., c. 22, § 60, amended.** Section 60 of chapter 22 of the Revised Statutes, as amended, is further amended by adding after the 6th sentence, a new sentence, as follows: