

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature  
1ST SPECIAL SESSION  
JANUARY 2, 1974 TO MARCH 29, 1974  
AND BY THE  
One Hundred and Seventh Legislature  
REGULAR SESSION  
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,  
SECTION 164, SUBSECTION 6.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1975

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Seventh Legislature

1975

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## CHAPTER 487

## AN ACT Concerning the Formation of Corporations without Capital Stock.

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

Sec. 1. 13 MRSA § 901, 1st sentence, as amended by PL 1967, c. 525, § 14, is repealed and the following enacted in place thereof:

When 3 or more persons desire to be incorporated for any literary, scientific, musical, charitable, educational, social, agricultural, environmental, moral, religious, civic or other lawful and similarly benevolent or nonprofit-making purpose or for the purpose of fostering, encouraging and assisting the physical location, settlement or resettlement of industrial, manufacturing, fishing, agricultural and other business enterprises and recreational projects in any locality within the State, as a corporation without capital stock, they may do so by preparing and filing a certificate as set forth in section 903.

Sec. 2. 13 MRSA § 902 is repealed.

Sec. 3. 13 MRSA § 903, as last amended by PL 1973, c. 625, § 81, is repealed and the following enacted in place thereof:

§ 903. Recording certificate

They shall prepare, sign and make oath to a certificate setting forth the name, location and purposes of the corporation. The certificate shall clearly state that the corporation is not organized for profit and that no property or profit of the corporation shall inure to the benefit of any person, partnership or corporation except in furtherance of the benevolent or nonprofit-making purposes of the corporation. After it has been examined by the Attorney General and been by him certified to be properly drawn and signed and to be conformable to the Constitution and laws, it shall be recorded in the registry of deeds in the county where said corporation is located, in a book kept for that purpose. Within 60 days after approval of said certificate, a copy thereof certified by such register shall be filed in the Office of Secretary of State, who shall enter the date of filing thereon and on the original certificate to be kept by the corporation and shall record said copy in a book kept for that purpose and the corporation may commence business. No fee shall be required by the Attorney General but the Secretary of State shall receive for filing such certificate or amendment thereto, a fee of \$5 in advance and registers of deeds shall receive for recording such certificate or amendment thereto, the fee of \$5.

Sec. 4. 13 MRSA § 931, 1st sentence is amended to read:

~~When assembled pursuant to the warrant, they may organize themselves into a corporation~~ They shall adopt a corporate name, and they, their associates and successors may have continual succession; have a common seal; elect all necessary officers; adopt bylaws not inconsistent with law and enforce the same by suitable penalties; have the same rights and be under the same liabilities as other corporations in prosecuting and defending civil actions; and enjoy all other rights, privileges and immunities of a legal corporation.