

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 357**

H. P. 632

House of Representatives, February 9, 1943.

Referred to Committee on Public Health, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Bartlett of Portland.

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**STATE OF MAINE**

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-THREE

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**AN ACT Relating to Pre-marital Medical Examination.**

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

**Sec. 1. P. L., 1941, c. 202, § 1, amended.** Section 1 of chapter 202 of the public laws of 1941, as amended by section 4 of chapter 312 of the public laws of 1941, is hereby further amended by adding at the end thereof the following sentence:

•**Provided further, that for and during the present emergency, and for a period of 6 months thereafter, city and town clerks may accept an application for a marriage license by a member of the armed forces of the United States, if accompanied by a report of a physical examination, including a standard blood test, by any doctor of the armed forces of the United States, or by any laboratory of the armed forces of the United States, or by state laboratories of other states, which reports are not on forms requested by the bureau of health in the department of health and welfare of this state.'**

**Sec. 2. P. L., 1941, c. 202, § 2, amended.** Section 2 of chapter 202 of the public laws of 1941 is hereby amended to read as follows:

**'Sec. 2. Emergency provision.** Because of emergency or other cause shown by affidavit or other proof, any justice of the superior court **or judge**

**of probate**, if satisfied that the public health and welfare will not be injuriously affected thereby, make an order, in his discretion, on joint application of both of the parties desiring the marriage license, dispensing with the requirements of section 1 as to either or both of the parties, including the laboratory statement specified below, or, if the statement or statements provided for by such section have been filed, extending the 30-day period following the examination and test to not later than a day specified, which, however, shall be not more than 90 days after the examination and test. The order shall be accompanied by a memorandum in writing of the said justice **or judge** reciting his reasons for granting the order. Application for such extension may be made before, or on the expiration of such 30-day period. The order, and the accompanying memorandum, shall be filed with the town or city clerk, and he then shall accept and consider application for the marriage license without the production or filing of any of the physician's statements dispensed with by the order, or shall accept and consider the application within any such extended period, as the case may be. The clerk shall hold such memorandum of a judge or justice in absolute confidence.'