

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE

1897

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1897.

CHAP. 327

—definition
of family.

—shall not
be sup-
ported in
the poor
house.

—penalty
for viola-
tion.

—may be
removed to
town of set-
tlement.

which said soldier or sailor is so dependent, shall not be included in the period of residence necessary to change his settlement; and overseers of the poor shall not have authority to remove to, or support in, the poor house, any such dependent soldier or sailor or his family; the word 'family' here used shall be held to include the soldier or sailor, his wife, his unmarried minor children living with him and dependent upon him for support, and such other unmarried children of his dependent upon him for support, who by reason of mental incapacity or physical disability are unable to provide for themselves; but the town of his settlement shall support them at his own home in the town of his settlement or residence, or in such suitable place other than the poor house, as the overseers of the town of his settlement may deem right and proper. In case of a violation of this act the overseers of the poor shall be subject to a fine of twenty-five dollars. And for every day they allow them to remain in such poor house, after reasonable notice, they shall be subject to a further fine of five dollars per day, to be recovered by complaint or indictment. This section shall not be so construed as to deprive overseers of the poor of any right to remove and support such dependent soldier or sailor and his family in the town of his settlement as herein provided.'

Approved March 27, 1897.

Chapter 327.

An Act to amend Section eighteen of Chapter eleven of the Revised Statutes of eighteen hundred eighty-three, as now amended, relating to election, qualifications and compensation of School Committees.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Section, 18
chapter 11,
R. S., as
amended by
chapter 216,
laws, 1893,
further
amended.

Sect. 1. Section eighteen of chapter eleven of the revised statutes, as amended by chapter two hundred sixteen of the public laws of eighteen hundred ninety-three, is hereby amended by striking out of the third line thereof the words "five or seven unless already done," so that said section, as amended, shall read as follows:

Election of
superin-
tendent of
school com-
mittee.

—vacan-
cies, how
filled.

'Sect. 18. Every town shall choose by ballot at its annual meeting, a superintending school committee of three, to hold office as provided in section eighty-six and shall fill vacancies arising therein at each subsequent annual meeting. No per-

son is ineligible to the office of superintending school committee, on account of sex.'

Sect. 2. Section eighty-six of chapter eleven of the revised statutes, as amended by chapter two hundred and sixteen of the public laws of eighteen hundred and ninety-three is hereby amended by striking out the words "if consisting of three" in the fourth line thereof and also by striking out the words "if consisting of five, one for one year, two for two years, and two for three years; if consisting of seven, two for one year, two for two years and three for three years," and at the end of the section adding the following words 'and the term of office of any member of the committee so chosen, shall expire at the next annual town meeting. No member of the superintending school committee of any town shall be employed as a teacher in any public school in said town,' so that said section, as amended, shall read as follows:

'Sect. 86. School committees at their first meeting shall designate by lot a member or members to hold office for one, two and three years respectively, in manner as follows; one for one year, one for two years and one for three years; and they shall certify such designation to the town clerk to be by him recorded. Said committee shall have power to fill vacancies occurring during the interim between annual meetings, and the term of office of any member of the committee so chosen shall expire at the next annual town meeting. No member of the superintending school committee of any town shall be employed as a teacher in any public school in said town.'

'Section ninety-two of chapter eleven of the revised statutes, as amended by chapter two hundred sixteen of the public laws of eighteen hundred and ninety-three, is hereby amended by adding after the word "pay" in the second line thereof, the words 'unless otherwise voted by the town' and by striking out in the second line the words "by them elected," so that said section, as amended, shall read as follows:

'Sect. 92. Superintending school committees shall serve without pay, unless otherwise voted by the town, but the superintendent shall receive for his services such sum as the town shall annually vote therefor, which sum shall in no case be less than two dollars per day for every day of actual service.'

Sect. 3. All acts and parts of acts inconsistent with this act are hereby repealed, except private and special laws authorizing towns, cities and incorporated districts to choose school

CHAP. 327

—sex no bar.

Section 86, amended.

Superintending school committees, when first chosen, shall arrange terms of office.

—vacancies, how filled.

—no member shall be allowed to teach in his town.

Section 92, amended.

Committee shall serve without pay.

—compensation of superintendent.

Inconsistent acts, repealed.

CHAP. 328

—exceptions.

—shall not apply to certain cities.

When act shall take effect.

committees other than those herein provided for, but the provisions of this act shall not apply to cities whose charters specify the methods of election and term of office of its superintending school committee or board of education.

Sect. 4. This act shall take effect March first, eighteen hundred and ninety-eight.

Approved March 27, 1897.

Chapter 328.

An Act to define the jurisdiction and authority of constables and city marshals in criminal matters in the county of York, amending Section fifty-four, Chapter eighty of the Revised Statutes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Section 54, chapter 80, R. S., amended.

Sect. 1. Section fifty-four of chapter eighty of the revised statutes, is hereby amended by adding to said section the following: 'But, except for the purpose of retaking a prisoner whom he has arrested and who has escaped, or for the purpose of pursuing a person who has gone into another town, and for whose arrest such constable or marshal has a warrant, no constable of the several towns, or city marshal of the several cities, in the county of York, shall have any authority in criminal matters beyond the limits of the town or city in which he is elected or chosen,' so that said section, as amended, shall read as follows:

Constables may serve certain warrants in any town in the county; officers may serve certain precepts in any county.

'Sect. 54. A warrant issued by a municipal or police court, or a trial justice, for an offense committed in his county, or under the law for the maintenance of bastard children, may be directed to and executed by a constable of any town therein; and if the accused has gone into another county before or after the warrant was issued, a sheriff or his deputy, coroner, or constable, having the warrant, may pursue and arrest him in any county, and carry him to the county where the act complained of was committed; and when such officer arrests a person to commit him to the jail of his county, he may convey him by the most convenient and suitable route, although it pass through other counties. But, except for the purpose of retaking a prisoner whom he has arrested and who has escaped, or for the purpose of pursuing a person who has gone into another town and for whose arrest such constable or marshal has a

—commitment of persons.

—powers of constables and city marshals in York county, restricted.