

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
AS PASSED BY THE  
Eighty-ninth and Ninetieth  
Legislatures

OF THE  
STATE OF MAINE

From April 21, 1939 to April 26, 1941  
AND MISCELLANEOUS STATE PAPERS

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PROPERTY OF THE  
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**CHAP. 314**

veterans of the army, navy or other military establishment of the United States (including those of the former Confederate States of America), in accordance with the provisions of chapter 284 of the public laws of 1939.

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

Approved July 31, 1940

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## Chapter 314

### AN ACT Relating to Employees in Military Service.

**Emergency preamble.** Whereas, there is a strong possibility that many reserve officers and members of the national guard and many other citizens will be called into federal service within 2 months; and

Whereas, unless this act takes effect immediately, its provisions would not be effective; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI 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. Employees in military service.** Chapter 2 of the revised statutes is hereby amended by adding thereto a new section to be numbered 54-A, and to read as follows:

**Sec. 54-A. Employees in military or naval service; substitutes.** Whenever any employee, regularly employed for a period of at least one year by the state, or by any department, bureau, commission, or office thereof, or by any county, municipality, township, or school district within the state, shall in time of war, contemplated war, emergency or limited emergency enlist, enroll, be called, or ordered, or be drafted in the military or naval service of the United States, or any branch or unit thereof, he shall not be deemed or held to have thereby resigned from or abandoned his said employment, nor shall he be removable therefrom during the period of his service, but the duties of his said employment shall, if there is no other person authorized by law to perform the powers and duties of such employee during said period, be performed by a substitute, who shall be appointed for the interim by the same authority who appointed such employee if such authority shall deem the employment of such substitute necessary.

Such employee while in the military or naval service of the United States shall be considered as on leave of absence without pay, and for the purpose of computing time in regard to pension rights and seniority, shall be considered as in the service of the state during the period of his national service.'

**Sec. 2. Validity.** If any term or provision of this act shall be declared unconstitutional or invalid in whole or in part by a court of competent jurisdiction, then to the extent that it is not unconstitutional or invalid such term or provisions shall be enforced and effectuated, and such determination shall not be deemed to invalidate the remaining terms or provisions hereof.

**Sec. 3. Duration of act.** This act shall cease to be of effect on August 1, 1943.

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

Approved July 31, 1940

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## Chapter 315

### AN ACT to Create a Legislative Research Committee.

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

**R. S., c. 2, additional.** Chapter 2 of the revised statutes is hereby amended by adding thereto the following numbered sections under a new subtitle to read as follows:

#### "Legislative Research Committee

**Sec. 42-A. Legislative research committee; membership.** There is hereby created a legislative research committee, which shall consist of 3 senators to be appointed by the president of the senate and 7 representatives to be appointed by the speaker of the house of representatives. Such appointments shall be made during each regular session of the legislature and shall, as far as possible, be so distributed as to make the committee representative of all sections of the state and of the relative party membership in each house.

**Sec. 42-B. Term of office; vacancies.** Members of the committee shall hold office from the date of their appointment until the convening of the next succeeding regular session of the legislature following their appointment. Any vacancy arising in the membership from the senate shall be