

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

REVISED STATUTES
OF THE
STATE OF MAINE
1954

1961 CUMULATIVE SUPPLEMENT

ANNOTATED

IN FIVE VOLUMES

VOLUME 1

Discard Previous Pocket Part Supplement

THE MICHIE COMPANY
CHARLOTTESVILLE, VIRGINIA
1961

or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this compact and the applicability thereof to any government, agency, person or circumstance shall not be affected thereby. If this compact shall be held contrary to the constitution of any state party thereto, the compact shall remain in full force and effect as to the remaining states and in full force and effect as to the state affected as to all severable matters. (1961, c. 142.)

Sec. 2. Financial responsibility.—Financial responsibility for any child placed pursuant to the interstate compact on the placement of children shall be determined in accordance with article V thereof in the first instance. In the event of partial or complete default of performance thereunder the department of health and welfare or the private agency supervising the child shall assume financial responsibility. (1961, c. 142.)

Sec. 3. Appropriate public authorities.—The “appropriate public authorities” as used in article III of the interstate compact on the placement of children shall, with reference to this state, mean the department of health and welfare and said department shall receive and act with reference to notices required by said article III. (1961, c. 142.)

Sec. 4. Appropriate authority in the receiving state.—As used in the first paragraph of article V of the interstate compact on the placement of children, the phrase “appropriate authority in the receiving state” with reference to this state shall mean the department of health and welfare. (1961, c. 142.)

Sec. 5. Authority to enter into agreements.—The officers and agencies of this state and its subdivisions having authority to place children are empowered to enter into agreements with appropriate officers or agencies of or in other party states pursuant to the second paragraph of article V of the interstate compact on the placement of children. Any such agreement which contains a financial commitment or imposes a financial obligation on this state or subdivision or agency thereof shall not be binding unless it has the approval in writing of the commissioner of the department of health and welfare in the case of the state and of the chief local fiscal officer in the case of a subdivision of the state. (1961, c. 142.)

Sec. 6. Jurisdiction.—Any court having jurisdiction to place delinquent children may place such a child in an institution of or in another state pursuant to article VI of the interstate compact on the placement of children and shall retain jurisdiction as provided in article V. (1961, c. 142.)

Sec. 7. Executive head.—As used in article VII of the interstate compact on the placement of children, the term “executive head” means the governor. The governor is authorized to appoint a compact administrator in accordance with the terms of said article VII. (1961, c. 142.)

Chapter 26.

Division of Veterans Affairs.

Divisional Organization.

Sec. 3. Duties of director.

V. Establish and maintain a permanent record of all members of the armed services from Maine who served in World War II and the Korean Campaign. (1947, c. 386, § 1. 1955 c. 460.)

Effect of amendment.—The 1955 amendment added the above subsection V at the end of this section. As the rest of the section was not changed, it is not set out.

**Support of Dependents of Veterans of World War I,
World War II or the Korean Campaign.**

Sec. 10. Definitions.

II. The term "child" shall be construed to mean a child under the age of 16, or over age 16 and under age 18 if found by the division to be regularly attending school, or over 16 and not attending school if, prior to reaching age 16, the child becomes or has become permanently incapable of self-support by reason of mental or physical defect, and shall include a foster child, a legitimate or legally adopted child of the veteran, or a stepchild if a member of the veteran's household either at time of application, or in the event of the veteran's death, at time of death, and who continues a member of the household, or an illegitimate child, provided that the veteran has been judicially ordered or decreed by the court to contribute to the child's support, or has been judicially decreed to be the putative father or has acknowledged under oath in writing that he is the father of such child. (1955, c. 109, § 1)

III. The term "parent" shall mean the father or mother of a veteran with whom the veteran lived during his minority and for whom he would be legally responsible under the laws of the state; or the foster father or mother of a veteran (1955, c. 109, § 2)

V The term "World War I" shall mean that period between April 6, 1917 and November 11, 1918, inclusive; if service was in Russia the ending date shall be on March 31, 1920. The term "World War II" shall mean that period between December 7, 1941 and December 31, 1946, inclusive. The term "Korean Campaign" shall mean that period between June 27 1950 and January 31, 1955, inclusive. [1951, c. 157, § 2. 1955, c. 147, § 1] (R. S. c. 22, § 299. 1947, c. 386, § 1. 1951, c. 157, §§ 1, 2. 1955, c. 109, §§ 1, 2; c. 147, § 1.)

Effect of amendments.—The first 1955 amendment inserted the words "a foster child" near the middle of subsection II and added the words "or the foster father or mother of a veteran" at the end of subsection III. The second 1955 amendment added "January 31, 1955, inclusive," at the end of the third sentence of subsection V

in lieu of the words "the date on which hostilities are declared to have ended, either by proclamation of the president or by joint resolution of congress." As the rest of the section was not changed by the amendments, only subsections II, III and V are set out.

Chapter 27.

Department of Mental Health and Corrections.

Editor's note.—P. L. 1959, c. 360, which added §§ 94-A to 95-C to this chapter, provided in §§ 2 and 3 as follows:

"Sec. 2. Amendatory clause. Chapter 27 of the Revised Statutes shall be changed to 'Department of Mental Health and Corrections.' Wherever in the Revised Statutes or in the public laws the words 'Department of Institutional Service' or 'Commissioner of Institutional Service' appear, they shall mean 'Department of Mental Health and Corrections' or 'Commissioner of Mental Health and Corrections.'

"Sec. 3. Appropriation. There is appropriated from the General Fund the sum of \$32,641 for the fiscal year ending June 30, 1960 and \$31,320 for the fiscal year ending June 30, 1961 to carry out the purposes of this act.

The breakdown of the above appropriations shall be as follows:

	1959-60	1960-61
Personal Services	\$22,691	\$23,020
All Other	8,100	8,100
Capital Expenditures	1,850	200
	<hr/>	<hr/>
	\$32,641	\$31,320"

Sections 7-A to 7-F. Public Ways and Parking Areas at State Institutions.

Section 7-G. Meaning of Words "Insane" and "Insanity."

Sections 8-A to 8-C. Disposition of Detainers.