

# MAINE STATE LEGISLATURE

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REVISED STATUTES

OF THE

STATE OF MAINE

1954

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1955 SUPPLEMENT

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ANNOTATED

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IN FIVE VOLUMES

VOLUME 3

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**Place in Pocket of Corresponding  
Volume of Main Set**

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THE MICHIE COMPANY  
CHARLOTTESVILLE, VIRGINIA  
1955

## Chapter 103. Supreme Judicial Court.

### Supreme Judicial Court; Constitution and General Jurisdiction.

**Sec. 4. Salary of justices; expenses; clerical assistance.**—The justices of the supreme judicial court shall each receive an annual salary of \$12,000 and the chief justice of the supreme judicial court shall receive an annual salary of \$13,000. Each justice shall be reimbursed by the state for his expenses actually and reasonably incurred in attending meetings and the sessions of the law court, appointed by the chief justice under the provisions of section 11, upon presentation to the state controller of a detailed statement of such expenses. When any justice of said court holds nisi prius terms of the superior court in any town other than the town in which he resides, or when any hearing of a cause in law or in equity is had before a justice of the supreme judicial court other than one residing in the town where said hearing is had, such justice shall be reimbursed by the state for his expenses actually and reasonably incurred in holding such terms or in attending said hearing, upon presentation to the state controller of a detailed statement of such expenses. The counties wherein such justices reside, have their offices or are holding court shall also receive from the state the expenses necessarily incurred by such justices for postage, stationery, express and telephone tolls. Each justice of said court shall be reimbursed by the state for expenses actually and reasonably incurred by him for clerical assistance, upon presentation to the state controller of an itemized statement of such expenses. (R. S. c. 91, § 4. 1945, c. 6; c. 331, § 1. 1949. c. 342. 1955, c. 472, § 1.)

**Effect of amendment.**—The 1955 amendment increased the annual salary of justices from \$11,000 to \$12,000 and that of the chief justice from \$12,000 to \$13,000.

**Sec. 6. Active retired justices.**—Any justice of the supreme judicial court, who, having attained the age of 70 years and having served as such justice on either or both the supreme judicial court or of the superior court for at least 7 consecutive years, resigns his said office or ceases to serve at the expiration of any term thereof shall be eligible for appointment as an active retired justice of the supreme judicial court as hereinafter provided. The governor with the advice and consent of the council may upon being notified of the retirement of any such justice under the provisions of this section appoint such justice to be an active retired justice of the supreme judicial court for a term of 7 years from such appointment, unless sooner removed, and such justice may be reappointed for a like term, and such justice so appointed and designated shall thereupon constitute a part of the court from which he has retired and shall have the same jurisdiction and be subject to the same restrictions therein as before retirement, except that he shall act only in such cases and matters and hold court only at such terms and times as he may be directed and assigned to by the chief justice of the supreme judicial court and said chief justice is empowered and authorized to so assign and designate any such active retired justice of the supreme judicial court as to his services and may direct as to which term of the law court he shall attend, and if the chief justice so orders, he may hear all matters and issue all orders, notices, decrees and judgments in vacation that any justice of the supreme judicial court is authorized to hear or issue, either at law or in equity.

(1955, c. 392, § 1.)

**Effect of amendment.**—The 1955 amendment inserted in the second sentence the words “and such justice may be reap-

pointed for a like term.” As only the first paragraph was changed by the amendment, the second paragraph is not set out.

### Law Court.

**Sec. 13-A. Preservation of briefs in law court cases.**—The clerk of the supreme judicial court shall preserve 3 complete sets of briefs filed in all cases in the supreme judicial court sitting as a law court. Under the direction of the chief justice these briefs shall be delivered to a qualified person for arrangement in a readily accessible order and shall be delivered to a bindery designated by the chief justice for binding in convenient size and proper labelling; one set shall thereupon be delivered to the law libraries respectively of Cumberland, Kennebec and Penobscot counties for preservation and reference. The expense of binding and transportation shall be paid by the state from the appropriation for expenses of the supreme judicial court. (1955, c. 329.)

**Sec. 15. Jurisdiction of law court; disposition of cases; technical errors in pleading and procedure.**

Applied in *Owl's Head v. Dodge*, 150 Me. 112, 104 A. (2d) 435.

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## Chapter 104.

### Reporter of Decisions.

**Sec. 2. Duties.**—The reporter of decisions shall prepare correct reports of all legal questions argued and decided, reporting cases more or less at large according to his judgment of their importance. He shall publish periodic advance sheets and at least one volume of Maine Reports yearly, provided he has material enough to make a volume of the size required by this section, and furnish current copies to the state and to the public at a price to be fixed by the governor and council. Each volume shall be of the average size of Maine Reports, and be equal thereto in paper, printing, general finish and quantity of printed matter. The reporter may from time to time as he sees fit, make a written contract in his own name with any person, firm or corporation for the printing, publishing and binding of said reports and shall require such person, firm or corporation to give a good and sufficient bond with good and sufficient sureties, conditioned for the faithful performance of all the terms and conditions of such contract by the person, firm or corporation with whom the reporter makes such contract. In case of a breach of any or all of the conditions of such bond, the reporter may maintain an action on such bond in his own name. In the exercise of any discretionary powers vested in him by this section or by section 15 of chapter 103, the reporter of decisions shall act in accordance with such instructions or advice as may be given to him by the chief justice of the supreme judicial court. (R. S. c. 92, § 2. 1951, c. 57, § 1. 1955, c. 175, § 1.)

**Effect of amendment.**—The 1955 amendment inserted in the second sentence the reference to periodic advance sheets and the words "of Maine Reports." It also deleted the words "the usual number of" formerly appearing before the words "current copies."

**Sec. 4.** Repealed by Public Laws 1955, c. 175, § 2.

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## Chapter 105.

### Board of Bar Examiners. Attorneys at Law.

Sections 25-29. Central Register of Attorneys.

#### Central Register of Attorneys.

**Sec. 25. Central register of attorneys.**—It shall be the duty of the sec-