

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 287

H. P. 218

House of Representatives, January 16, 1963

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Childs of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to Restricting Certain Trustee Process Until After Judgment.

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

R. S., c. 114, § 55, sub-§ VI, amended. Subsection VI of section 55 of chapter 114 of the Revised Statutes, as amended by section 229 of chapter 317 of the public laws of 1959, is further amended to read as follows :

'VI. Wages. By reason of any amount due from him to the principal defendant as wages for his personal labor or that of his wife or minor children, for a time not exceeding one month next preceding the service of the process until after judgment, and not exceeding \$30 of the amount due and payable to him as wages for his personal labor, and \$10 shall be exempt in all cases. Moreover, wages of minor children and of women are not, in any case, subject to trustee process on account of any debt of parent or husband; ~~if, after wages for personal labor or services have been attached and before the trustee's disclosure under oath is required to be served, the defendant tenders to the plaintiff or to his attorney the whole amount due and recoverable in the action and the fees of the officer for serving the summons, the plaintiff shall recover no costs except the fees of the officer. If the defendant is defaulted without an appearance or if he files an offer of judgment before his disclosure under oath is required to be filed and the plaintiff accepts such offer or fails to secure more than the amount thereof and of the interest thereon from its date, the plaintiff shall recover no costs except the entry fee and the officers' fees. The trustee shall pay to the defendant the amount exempt from attachment at the same time and in the same manner as if no process had been served'~~