

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 1351

H. P. 917 House of Representatives, February 13, 1963
Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Knight of Rockland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to Order of Divorce Concerning Minor Children.

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

Sec. 1. R. S., c. 166, § 70, amended. The first sentence of section 70 of chapter 166 of the Revised Statutes, as amended by chapter 41 of the public laws of 1961, is further amended to read as follows:

‘The court making an order of nullity or of divorce may make an order concerning the care, custody and support of the minor children of the parties and with which parents any of them shall live, or grant the care and custody of said children to a 3rd person or to some suitable society or institution for the care and protection of children or to the Department of Health and Welfare, and may alter its order **concerning the care, custody and support of the minor children** from time to time as circumstances require, **whether or not either parent be then living** upon motion of either party, **such society or institution as aforesaid, or the State Department of Health and Welfare, any 3rd person to whom care or custody has been granted, any blood relative or any person standing in loco parentis to said minor children**; change the name of the wife, at her request; and in execution of the powers given it under this chapter may employ any compulsory process which it deems proper, by execution, attachment or other effectual form, on which costs shall be taxed as in other actions.’

Sec. 2. R. S., c. 166, § 70, amended. Section 70 of chapter 166 of the Revised Statutes, as amended, is further amended by adding a new paragraph to read as follows:

‘The order of the court for support of minor children may run against the father or the mother in whole or in part or against both as the court in its

sound discretion shall determine, irrespective of the fault of the father or the mother in the divorce action. When the order is to run against both, the court shall specify the amount each shall pay.'