

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 723

H. P. 510

House of Representatives, February 8, 1967

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Hewes of Cape Elizabeth.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

**AN ACT Relating to Qualification of Witnesses and Repealing the Dead
Man's Statute.**

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

Sec. 1. R. S., T. 16, § 1, sub-§ 6, repealed and replaced. Subsection 6 of section 1 of Title 16 of the Revised Statutes is repealed and the following enacted in place thereof:

6. **Qualification of witnesses.** Every person is qualified to be a witness as to any material matter unless the justice or judge finds that the proposed witness is incapable of expressing himself concerning the matter so as to be understood by the justice or judge and jury either directly or through interpretation by one who can understand him, or the proposed witness is incapable of understanding the duty of a witness to tell the truth.

Sec. 2. R. S., T. 16, § 52, repealed. Section 52 of Title 16 of the Revised Statutes is repealed.