

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 1264

H. P. 954

House of Representatives, March 5, 1973

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

E. LOUISE LINCOLN, Clerk

Presented by Mr. Cooney of Sabattus.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

**AN ACT to Create A Court Trustee System to Collect Support and Other
Installment Payment Court Orders.**

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

R. S., T. 4, c. 6, additional. Title 4 of the Revised Statutes is amended by adding a new chapter 6, to read as follows:

**CHAPTER 6
COURT TRUSTEE SYSTEM**

§ 181. Court trustee system

A state-wide court trustee system with the powers to enforce and collect installment money judgments of the courts of the State is created.

§ 182. Trustee

The court trustee system shall be comprised of the court trustee and as many deputy trustees as necessary to accomplish the purpose and functions of the court trustee system, to be appointed by the Chief Justice of the Supreme Judicial Court who shall also set the salaries of the court trustee and the deputy trustees. The court trustee shall have the power to promulgate rules and procedures to further the purposes of the court trustee system. The court trustee and his deputy shall have the power to issue subpoenas and in all ways prosecute delinquencies on installment court orders.

§ 183. Surcharge

All support orders and other court orders requiring the payment of money judgments on installments shall be processed through the court trustee system with an additional surcharge of 3% in excess of each periodic payment.

The court trustee system shall retain this additional 3% figure as a collection and disbursement fee in all such actions.

§ 184. Data processing

The court trustee shall have access to a computerized or other acceptable data processing method so that a current payment record can be maintained on each order or judgment subject to this provision.

§ 185. Summons and disclosure

On any payment subject to this chapter that is more than 10 days delinquent, the court trustee shall issue a summons to the delinquent judgment debtor and cause a disclosure proceeding to commence against said judgment debtor.

STATEMENT OF FACT

The purpose of this bill is reflected in the title.