

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 143

H. P. 110

House of Representatives, January 7, 1981

Referred to the Committee on Local and County Government. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Lancaster of Kittery.

Cosponsors: Mr. Hanson of Kennebunkport and Mr. Gillis of Calais.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

AN ACT Requiring Certain County Officials to Make Monthly Payments of Fees and Charges to the County Treasurer.

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

Sec. 1. 4 MRSA § 301, 3rd ¶, is amended to read:

The fees to which judges of probate are entitled by law shall be taxed and collected and paid over by the registers of probate to the county treasurers **on the first day of every month** for the use of their counties with the exception of the fees provided in section 304, which shall be retained by the judge who collects the same in addition to his salary.

Sec. 2. 18-A MRSA § 1-502, first sentence, as enacted by PL 1979, c. 540, § 1, is amended to read:

The condition of such bond shall be to account, according to law, for all fees received by him or payable to him by virtue of his office and to pay the same to the county treasurer ~~quarterly~~ **on the first day of every month**, as provided by law; to keep up, seasonably and in good order, the records of the court; to make and keep correct and convenient alphabets of the records and to faithfully discharge all other duties of the office.

Sec. 3. 18-A MRSA § 1-603, as enacted by PL 1979, c. 540, § 1, is amended to read:

§ 1-603. Registers to account monthly for fees

Registers of probate shall account for each calendar ~~quarter month~~ under oath to the county treasurers for all fees received by them or payable to them by virtue of the office, specifying the items, and shall pay the whole amount for each calendar ~~quarter month~~ to the treasurers of their respective counties ~~not later than the 15th day of the following~~ **on the first day of every month.**

Sec. 4. 30 MRSA § 2, sub-§ 4, ¶ A, 2nd sentence, as enacted by PL 1977, c. 67, § 3, is amended to read:

All fees and charges of whatever nature which may be payable to any county officer, except clerks of court, shall be payable by them to the county treasurer **on the first day of every month** for the use and benefit of the county.

Sec. 5. 30 MRSA § 2, sub-§ 4, ¶ B, first ¶, as enacted by PL 1977, c. 67, § 3, is amended to read:

All fees and charges of whatever nature which may be payable to any deputy sheriff shall be payable by him to the county treasurer **on the first day of every month** for the use and benefit of the county, except that deputies not on a salary or per diem basis may receive and retain fees for the service of criminal or civil process.

Sec. 6. 33 MRSA § 604, 2nd ¶, 3rd sentence, is amended to read:

They shall account ~~quarterly~~ **monthly** under oath to the county treasurers for all fees received by them or payable to them by virtue of the office, specifying the items, and shall pay the whole amount of the same to the treasurers of their respective counties ~~quarterly~~ **monthly** ~~on the 15th days of January, April, July and October of each year~~ **first day of each month.**

STATEMENT OF FACT

Presently certain county officials such as the Register of Deeds and the Register of Probate turn over funds collected by them at different times. This bill requires that these officials turn fees and charges over to the county treasurer on a monthly basis.