

# MAINE STATE LEGISLATURE

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# FORTY-NINTH LEGISLATURE.

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SENATE.

No. 19.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SEVENTY.

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AN ACT in relation to the supreme judicial court.

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*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECTION 1. The fourteenth section of the seventy-  
2 seventh chapter of the revised statutes is hereby  
3 amended, by adding to the end thereof the following  
4 provisions:—"But when any of the justices do not sit  
5 in a case on account of interest, relationship, or other  
6 disqualifying cause, the concurrence of a majority of  
7 the remaining members of the court shall be sufficient  
8 to determine such case ; and in any civil action in  
9 which there is a subsisting verdict of a jury, if a  
10 majority of the justices qualified to sit in the case,  
11 after mature deliberation and consultation, do not

12 concur in granting a new trial, it shall be the duty of  
13 the court to order judgment on the verdict.”

SECT. 2. The amount actually paid by the justices  
2 of the supreme judicial court for their board and  
3 necessary traveling expenses, when absent from home  
4 in the discharge of their official duties, shall be repaid  
5 to them by the state; and any justice may file his  
6 account of expenses thus incurred with the secretary  
7 of state, and the governor and council shall audit the  
8 same, and draw their warrant for the amount thereof  
9 incurred within one year prior to the time when the  
10 account is thus filed.

SECT. 3. This act shall take effect when approved.

STATE OF MAINE.

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IN SENATE, February 11, 1870.

Reported from the Committee on the Judiciary, by Mr. LINDSEY  
of Somerset, and printed under the Joint Rule.

SAMUEL W. LANE, *Secretary.*