

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-FIFTH LEGISLATURE

HOUSE

NO. 686

House of Representatives, March 20, 1911.

*Reported by Mr. Williamson from Committee on Judiciary
and ordered printed under joint rules.*

C. C. HARVEY, Clerk.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND ELEVEN.

AN ACT to amend Chapter 256 of the Public Laws of 1909
relating to Trustee Process.

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

Section 1. Sub-section six of section fifty-six of chapter
2 88 of the Revised Statutes as amended by section 1 of chap-
3 ter 256 of the Public Laws of 1909 relating to trustee pro-
4 cess is hereby further amended by striking out the words
5 "except in a suit for taxes," so that said sub-section as
6 amended shall read as follows:

'VI. By reason of any amount due from him to the prin-
8 cipal defendant, as wages for his personal labor, or that of
9 his wife or minor children, for a time not exceeding one
10 month next preceding the service of the process, and not

11 exceeding twenty dollars of the amount due to him as wages
12 for his personal labor; and ten dollars shall be exempt in
13 all cases; moreover, wages of minor children and of women,
14 are not, in any case, subject to trustee process on account
15 of any debt of parent or husband; if after wages for per-
16 sonal labor or services have been attached and before entry
17 of the writ, the defendant tenders to the plaintiff or to his
18 attorney the whole amount due and recoverable in the action
19 and the fees of the officer for serving the writ, the plaintiff
20 shall recover no costs, except the fees of the officer; and if
21 the defendant is defaulted without an appearance or if he
22 files an offer of judgment on the return day of the writ, and
23 the plaintiff accepts such offer or fails to secure more than
24 the amount thereof and of the interest thereon from its
25 date, the plaintiff shall recover no costs, except the entry
26 fee and the officers' fees.'

Sect. 2. Section 2 of said chapter 256 of the Public Laws
2 of 1909 is hereby repealed.

It shall be abuse of process for any attorney at law to
4 refuse to discharge any trustee to the amount of ten dollars
5 when the wages of any person have been attached by said
6 attorney under this act, and the same is within the exemp-
7 tions of this act, and any person aggrieved by such abuse
8 of process shall have a right of action against such attorney
9 and shall be entitled to double damages.