

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

HOUSE NO. 107

House of Representatives, Jan. 31, 1913.

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

W. R. ROIX, Clerk.

STATE OF MAINE

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

AN ACT to amend section two of chapter sixty-two of the Revised Statutes as amended by chapter one hundred and forty-eight of the Public Laws of nineteen hundred and seven, relating to Divorce Proceedings.

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

Section 1. Section two of chapter sixty-two of the Revised
2 Statutes as amended by chapter one hundred and forty-eight
3 of the Public Laws of nineteen hundred and seven is hereby
4 amended by striking out after the word "treatment" in the
5 eighth line of said section two as amended by said chapter
6 one hundred and forty-eight, the words "insanity, when in
7 consequence thereof the libelee has been committed to and
8 confined in a state asylum for the insane for fifteen consecu-
9 tive years next prior to the filing of the libel and is found to

10 be incurable," and also by striking out all of the words in
11 the last paragraph of said section two as amended by said
12 chapter one hundred and forty-eight, except the words
13 "either party may be a witness," so that said section two as
14 amended, shall read as follows:

'Sect. 2. A divorce from the bonds of matrimony may be
16 decreed by the supreme judicial court in the county where
17 either party resides at the commencement of proceedings,
18 for causus of adultery, impotence, extreme cruelty, utter
19 desertion continued for three consecutive years next prior
20 to the filing of the libel, gross and confirmed habits of in-
21 toxication from the use of intoxicating liquors, opium or
22 other drugs, cruel and abusive treatment, or on the libel of
23 the wife, where the husband being of sufficient ability or
24 being able to labor and provide for her, grossly or wantonly
25 and cruelly refuses or neglects to provide suitable mainte-
26 nance for her; provided, that the parties were married in
27 this state or cohabited here after marriage, or if the libelant
28 resided here when the cause of divorce accrued, or had re-
29 sided here in good faith for one year prior to the commence-
30 ment of proceedings, or if the libelee is a resident of this
31 state. But when both parties have been guilty of adultery,
32 or there is collusion between them to procure a divorce, it
33 shall not be granted. Either party may be a witness.'

Sect. 2. This act shall not affect divorce proceedings, in-
2 stituted because of insanity of the libellee, which are pend-
3 ing at the time this act takes effect.