

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-SEVENTH LEGISLATURE

HOUSE

NO. 776

House of Representatives, March 16, 1915.

*Reported by Mr. Pierce 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 FIFTEEN

AN ACT relating to the Appointment of an Agent by a Non-
resident Testamentary Trustee.

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

Any testamentary trustee who is appointed in, but resides
2 out of this state shall not enter upon the duties of his trust
3 until he shall, by a writing filed and recorded in the registry
4 of probate for the county in which he is appointed, have
5 appointed an agent residing in this state, and, by such writ-
6 ing, shall have agreed that the service of any legal process
7 against him as such testamentary trustee, or that the service
8 of any such process against him in his individual capacity

9 in any action founded upon or arising out of any of his
10 acts or omissions as such testamentary trustee shall, if made
11 on said agent, have like effect as if made on himself per-
12 sonally within the state, and such service shall have such
13 effect. The bond of a non-resident testamentary trustee
14 shall not be approved until such appointment, with the ac-
15 ceptance in writing of the person appointed, is so filed. If
16 any agent appointed under this section dies or removes from
17 the state before the final settlement of the accounts of his
18 principal, another appointment shall be made, filed and re-
19 corded as above provided, and the powers of an agent ap-
20 pointed under the provisions of this section shall not be re-
21 voked prior to the final settlement of the estate unless an-
22 other appointment shall be made as herein provided. The
23 name and address of such agent shall be endorsed by the
24 agent upon every account of the guardian before same is
25 allowed. Neglect or refusal by a testamentary trustee to
26 comply with any provision of this section shall be cause
27 for removal.