

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

EIGHTY-FIRST LEGISLATURE

HOUSE

NO. 289

House of Representatives, March 7, 1923.

Reported by Mr. Hale from Committee on Legal Affairs,
500 copies ordered printed and recommitted to Committee on
Legal Affairs.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Siddall of Sanford.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-THREE

AN ACT to Amend Section Ninety-eight of Chapter Eighty-
two, Revised Statutes, Relating to the Superior Courts.

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

Section ninety-eight of chapter eighty-two of the revised
2 statutes is hereby amended by inserting after the word
3 "court" in the second line the words 'or when in the opinion
4 of the justice of said court or of the chief justice of the
5 supreme judicial court it is necessary to expedite the busi-
6 ness in said court,' and by adding at the end of said section
7 the following: 'Whenever a judge of a superior court holds
8 court in any county other than his own, he shall be paid

9 his necessary expenses from the treasury of the county in
10 which he holds court under the provisions of this section,'
11 so that said section as amended shall read as follows:

'Sect. 98. Whenever a judge of a superior court, by rea-
2 son of illness, death or other cause, is prevented from hold-
3 ing his court or when in the opinion of the justice of such
4 court or of the chief justice of the supreme judicial court
5 it is necessary to expedite the business in said court, any
6 other judge of a superior court or any justice of the su-
7 preme judicial court by order of the chief justice, shall
8 hold the same. And during a vacancy in the office of jus-
9 tice of either of the superior courts, all writs issued from
10 the office of the clerk thereof, shall bear teste of any one
11 of the justices of the supreme judicial court. Whenever
12 the justice of either of the superior courts is disqualified
13 by interest, relationship or other lawful cause from trying
14 any case pending in his said court, said case shall there-
15 upon be transferred to the docket of the supreme judicial
16 court for the county, and be disposed of in said court ac-
17 cording to law. Whenever a judge of a superior court
18 holds court in any county other than his own, he shall be
19 paid his necessary expenses from the treasury of the county
20 in which he holds court under the provisions of this sec-
21 tion.'