

# MAINE STATE LEGISLATURE

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**EIGHTY-FIRST LEGISLATURE**

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**SENATE**

**NO. 36**

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In Senate, Feb. 2, 1923.

Referred to Committee on Judiciary and five hundred copies ordered printed. Sent down for concurrence.

L. ERNEST THORNTON, Secretary.

Presented by Senator Hinckley of Cumberland.

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**STATE OF MAINE**

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

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AN ACT in Relation to Compensation of Judges of the  
Supreme and Superior Courts upon Retirement.

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

Section seven of chapter one hundred seventeen of the  
2 revised statutes is hereby amended by striking out the word  
3 "one" in line ten of said section and inserting in place  
4 thereof the word 'five,' and by striking out the word "one"  
5 in the fourteenth line of said section and inserting in place  
6 thereof the word 'five,' and by adding to said section the  
7 following: 'This act shall be effective in the case of any  
8 justice in either of said courts now in service who shall  
9 reach the age of seventy-one years before this act becomes

10 effective; provided, however, that he shall continue as a  
11 justice of either of said courts until after this act becomes  
12 a law,' so that said section as amended shall read as fol-  
13 lows:

'Sect. 7. Compensation of judges upon retirement. 1909,  
2 c. 132. 1911, c. 198. Any justice of the supreme judicial  
3 court or superior court who, having attained the age of  
4 seventy years and having served as such justice for at least  
5 ten consecutive years, resigns his said office or ceases to  
6 serve at the expiration of any term thereof, shall during  
7 the remainder of his life receive an amount equal to one-  
8 half of the salary which is by law payable to him at the  
9 time of such resignation or termination of service; to be  
10 paid by the state in the same manner as the salaries of  
11 justices of said court are paid. The provisions of this para-  
12 graph shall apply to present and former justices of said  
13 courts. Provided, however, that such justice shall within  
14 five years after attaining the age of seventy years and serv-  
15 ing as such justice for at least ten consecutive years cease  
16 to serve as such justice. Any justice of the supreme judi-  
17 cial court or superior court who, having attained the age  
18 of seventy years and having served as such justice for at  
19 least ten consecutive years, continues to serve as such jus-  
20 tice for more than five years, shall waive his right to the  
21 compensation hereinbefore mentioned and shall make no  
22 claim therefor at the close of his term of service as such  
23 justice, whether such term of service is ended by resig-

24 nation or by the expiration of the term for which he is  
25 appointed. This act shall be effective in the case of any  
26 justice in either of said courts now in service who shall  
27 reach the age of seventy-one years before this act becomes  
28 effective; provided, however, that he shall continue as a  
29 justice of either of said courts until after this act becomes  
30 a law.'