

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY-THIRD LEGISLATURE

House Document

No. 433

H. P. 1179

House of Representatives, Mar. 18, 1927.

Reported by Mr. Hale from Committee on Judiciary and
laid on table to be printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

STATE OF MAINE

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

AN ACT to Provide Clerical Assistance for the Justices of
the Supreme Judicial Court.

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

Section 1. Section five of chapter one hundred and seven-
2 teen of the revised statutes, as amended by chapter one
3 hundred and seventy of the public laws of nineteen hun-
4 dred and seventeen and by chapter eighty-seven of the pub-
5 lic laws of nineteen hundred and twenty-one, is hereby fur-
6 ther amended by striking out the word "county" where it
7 twice occurs in the eighth line and once in the eleventh line,
8 and inserting in place thereof the word "town," and by
9 adding at the end of said section the following: 'Each jus-
10 tice of said court shall be reimbursed by the state for ex-
11 penses actually and reasonably incurred by him for clerical

12 assistance, upon presentation to the state auditor of an item-
13 ized statement of such expense. But such expense shall not
14 exceed one thousand dollars for any one justice in any one
15 year,' so that said section five, as amended, shall read as
16 follows:

'Sect. 5. The supreme judicial court. The justices of
2 the supreme judicial court shall each receive an annual sal-
3 ary of six thousand dollars. Each justice shall be reim-
4 bursed by the state for his expenses actually and reasonably
5 incurred in attending meetings appointed by the chief jus-
6 tice under the provisions of section forty-three of chapter
7 eighty-two and the sessions of the law court, upon presenta-
8 tion to the state auditor of a detailed statement of such ex-
9 penses. When any justice of said court holds nisi prius
10 terms of said court in any town other than the town in
11 which he resides, or when any hearing of a cause in law
12 or in equity is had in vacation before a justice of said court
13 other than one residing in the town where said hearing is
14 had, such justice shall be reimbursed by the state for his
15 expenses actually and reasonably incurred in holding such
16 terms, or in attending said hearing, upon presentation to
17 the state auditor of a detailed statement of such expenses.
18 The counties wherein such justices reside, have their of-
19 fices, or are holding court, shall also receive from the state
20 the expenses necessarily incurred by such justices for post-
21 age, stationery, express and telephone tolls. Each justice
22 of said court shall be reimbursed by the state for expenses

23 actually and reasonably incurred by him for clerical assist-
24 ance, upon presentation to the state auditor of an itemized
25 statement of such expense. But such expense shall not ex-
26 ceed one thousand dollars for any one justice in any one
27 year.'

Sect. 2. Chapter one hundred fifty-nine of the public laws
2 of nineteen hundred twenty-five is hereby repealed.

Sect. 3. Section one hundred sixty-seven of chapter eighty-
2 seven of the revised statutes is hereby amended by striking
3 out the last sentence thereof, so that said section, as amend-
4 ed, shall read as follows:

'Sect. 167. Any justice of the supreme judicial court and
2 either justice of the superior courts may appoint a stenog-
3 rapher to report the proceedings thereof, who shall be an
4 officer of the court, and be sworn to a faithful discharge
5 of his duty. He shall take full notes of all oral testimony,
6 and other proceedings in the trial of causes, including the
7 charge of the justice and all comments and rulings of said
8 justice in the presence of the jury during the progress of
9 the trial, as well as all statements and arguments of counsel
10 addressed to the court, and furnish for the use of the court
11 or any party interested, a fair, legible, longhand copy of
12 so much of his notes as may be required. He shall also fur-
13 nish a copy of so much of the evidence and other proceed-
14 ings, taken by him, as either party to the trial requests, on
15 payment therefor by such party at the rate of ten cents for
16 every one hundred words.'