

# MAINE STATE LEGISLATURE

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EIGHTY - SEVENTH LEGISLATURE

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Legislative Document

No. 47

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H. P. 145

House of Representatives, January 16, 1935.

Referred to Committee on Judiciary, sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Davis of Fairfield.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
THIRTY-FIVE

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**AN ACT Relating to Exemption of Wages on Trustee Process.**

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

**R. S., c. 100, § 55, ¶ VI, amended.** Paragraph VI of section 55 of chapter 100 of the revised statutes is hereby amended to read as follows:

~~‘VI. By reason of any amount due from him to the principal defendant, as wages for his personal labor, or that of his wife or minor children, for a time not exceeding one month next preceding the service of the process, and not exceeding twenty dollars of the amount due and payable to him as wages for his personal labor; and ten dollars shall be exempt in all cases;~~

By reason of any amount due from him to the principal defendant for his personal labor or services, or that of his wife or minor children, for a debt or claim, other than for necessities furnished to him or to his family, and not exceeding \$20 of the amount so due and payable to him as wages for his personal labor or services; if such wages are attached on a debt or claim for such necessities and the writ contains a statement to that effect, an amount not exceeding \$10 shall be exempt; but if the writ contains no such statement, an amount not exceeding \$20 shall be exempt; moreover, wages of minor children and of women, are not, in any case, subject to

trustee process on account of any debt of parent or husband; if after wages for personal labor or services have been attached and before entry of the writ, the defendant tenders to the plaintiff or to his attorney the whole amount due and recoverable in the action and the fees of the officer for serving the writ, the plaintiff shall recover no costs, except the fees of the officer; and if the defendant is defaulted without an appearance or if he files an offer of judgment on the return day of the writ, and the plaintiff accepts such offer or fails to secure more than the amount thereof and of the interest thereon from its date, the plaintiff shall recover no costs, except the entry fee and the officers' fees. The trustee shall pay to the defendant the amount exempt from attachment at the same time and in the same manner as if no process had been served.'