

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 - SEVENTH LEGISLATURE

Legislative Document

No. 346

S. P. 332

In Senate, February 5, 1935.

Referred to Committee on Legal Affairs and 500 copies ordered printed.
Sent down for concurrence.

ROYDEN V. BROWN, Secretary.

Presented by Senator Pinansky of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-FIVE

AN ACT Relating to the Recordation of Births.

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

R. S., c. 72, additional. Chapter 72 of the revised statutes is hereby amended by adding thereto a new section to be numbered section 23-A, and to read as follows:

'Sec. 23-A. Recordation of acquired legitimacy; how effected. If a person shall have acquired the status of a legitimate child by the intermarriage of his parents and the acknowledgment of his father, the record of his birth shall be amended or supplemented as hereinafter provided so as to read, in all respects, as if such person has been reported for record as born to such parents in lawful wedlock. For such purpose, the town clerk shall, if satisfied as to the identity of the persons and the facts, receive an affidavit executed by the parents or by either if the other is dead, setting forth the material facts. Unless such intermarriage is recorded in the records in the custody of such clerk, such affidavit shall be accompanied by a certified copy of the record thereof.

He shall file any affidavit, certified copy of such decree or copy of record submitted under this section and record it in a separate book kept therefor, with the name and residence of the deponent or the facts of such decree and

the date of the original record, and shall thereupon draw a line through any statement, or statements, sought to be corrected or amended in the original record without erasing them, shall enter upon the original record the facts required to correct, amend or supplement the same in accordance with such affidavit or decree, and forthwith, if a copy of the record has been sent to the state registrar, shall forward to the state registrar a certified copy of the corrected, amended or supplemented record upon blanks to be provided by him, and the state registrar shall thereupon correct, amend, or supplement the record in his office. Reference to the record of the affidavit or such decree shall be made by the clerk on the margin of the original record. If the clerk furnishes a copy of such record, he shall, except upon proper judicial order, or unless otherwise requested by a person seeking his own birth record, or by a person whose public official duties, in the opinion of the clerk, entitle him to the information contained therein, certify to the facts contained therein as corrected, amended or supplemented, and shall state that the certificate is issued under this section, a copy of which shall be printed on every such certificate. Such affidavit, or a certified copy of the record of any other town or of a written statement made at the time by any person since deceased required by law to furnish evidence thereof, may, in the discretion of the clerk, be made the basis for the record of a birth, marriage or death not previously recorded, and such copy of record may also be made the basis for completing the record of a birth, marriage or death not containing all the required facts.'