

MAINE STATE LEGISLATURE

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E I G H T Y - N I N T H L E G I S L A T U R E

Legislative Document

No. 451

S. P. 262

In Senate, February 7, 1939.

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

ROYDEN V. BROWN, Secretary.

Presented by Senator Tompkins of Aroostook.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

**AN ACT to Prohibit Officials of the Several Counties, Cities, Towns and
Plantations from having any Pecuniary Interest in the Contracts Thereof.**

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

R. S., c. 5, §§ 60, 61, amended. Sections 60 and 61 of chapter 5 of the revised statutes are hereby repealed and the following enacted in lieu thereof:

'Sec. 60. Town officers not to act when pecuniarily interested. No county, city, town or plantation official, or other person holding a place of trust in any county, city, town or plantation, shall enter into a contract, for any purpose other than furnishing relief, medical attendance, and supplies to paupers or destitute persons, or for the necessary expenses of the burial thereof, with the county, city, town or plantation of which he is an official or in the administration of the affairs of which he holds a place of trust, and any contract made by a county, city, town or plantation, in which any person who holds an office or place of trust therein has any pecuniary interest, either direct or indirect, is utterly void.'

'Sec. 61. Interests in municipal contracts, prohibited. No official of a county, city, town or plantation, charged with the duty of disbursing the funds thereof shall make any payment out of such funds under any contract in which an official of such county, city, town or plantation or a per-

son holding a place of trust therein has a pecuniary interest, either direct or indirect, or to any such official or person except in payment of a salary fixed by law or proper county or municipal authority or in reimbursement of expenses properly incurred in the discharge of official duties, or for one of the purposes excepted from the provisions of section 60, and any person auditing the accounts of the several counties, cities, towns and plantations is forbidden to allow any such payments in their audits of county and municipal accounts.

Any person holding a county, city, town or plantation office or place of trust, who receives any drawback, present, gratuity or secret discount to his own use, or the use of another person on account of any contract made, during his term of office, with the county, city, town or plantation of which he is an official or in the administration of the affairs of which he holds a place of trust, or shares in any manner in profits derived from any sale of materials, supplies or labor to such county, city, town or plantation, shall be punished by a fine of not more than \$500 or by imprisonment for not more than 6 months, or by both such fine and imprisonment.'