

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. 631

H. P. 1430

House of Representatives, February 9, 1939.

Referred to Committee on Maine Publicity and sent up for concurrence.
500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Dow of Kennebunkport.

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

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

AN ACT Relating to Holidays.

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

Sec. 1. R. S., c. 5, § 81, amended. Section 81 of chapter 5 of the revised statutes is hereby amended to read as follows :

‘Sec. 81. **Cities, towns and plantations to decorate graves of soldiers and sailors.** Each and every city, town, and plantation by its town or plantation officers, is hereby required to decorate the graves of veterans (soldiers and sailors) with an American flag and such other floral decorations as in the opinion of said town, city, or plantation officers shall be deemed advisable, on Decoration Day, ~~May thirtieth of each year~~ **the last Monday of May in each year.** Each and every said city, town, and plantation is hereby empowered to raise by taxation a sufficient amount of money to pay for said American flags and other floral decorations above mentioned.’

Sec. 2. R. S., c. 19, § 127, amended. Section 127 of chapter 19 of the revised statutes, as amended by section 1 of chapter 136 of the public laws of 1935, is hereby further amended to read as follows :

‘**Sec. 127. School holidays.** The following days shall be observed as school holidays, namely : Patriot’s day, ~~April 19;~~ **third Monday in April;**

Memorial day, ~~May 30~~ **last Monday in May**; Independence day, ~~July 4~~ **first Monday in July**; Labor day, 1st Monday in September, Armistice day, ~~November 11~~; **second Monday in November**; Christmas day, December 25; Thanksgiving and Arbor day, as appointed by the governor and council: provided, however, that Arbor day shall not be recognized as a school holiday unless observed by teacher and pupils for the purpose for which it is designated by the governor and council; and provided, further, that Lincoln day shall be observed by devoting some part of the day to the study of the life and character of Abraham Lincoln. All teachers of public schools in the state shall close their schools on the above named days and draw pay the same as if their schools had been in session. ~~When any one of the above named holidays falls on a Sunday, the Monday following shall be observed as a school holiday, with all the privileges applying to any of the days above named.~~ In addition to the foregoing, New Year's day, January 1; Washington's birthday, ~~February 22~~ **fourth Monday in February**; Columbus day, ~~October 12~~ **second Monday in October**, shall, upon vote of the superintending school committee of any town, be observed by teachers and pupils of the public schools of said town by an exercise appropriate thereto, such exercise to be held during such part of the school session as the teacher of each school may designate. The exercises so held shall aim to impress on the minds of the youth the important lessons of character and good citizenship to be learned from the lives of American leaders and heroes and from a contemplation of their own duties and obligations to the community, state, and nation of which they constitute a part. In the absence of any vote of the superintending school committee said days shall be observed as legal school holidays with the closing of schools.'

Sec. 3. R. S., c. 57, § 97, amended. Section 97 of chapter 57 of the revised statutes is hereby amended to read as follows:

'**Sec. 97. Bank holidays.** Any day of public thanksgiving, appointed by the governor and council or by the president of the United States, the 1st day of January, the ~~twenty-second day of February~~ **fourth Monday in February**, the ~~nineteenth day of April~~ **third Monday of April**, the ~~thirtieth day of May~~ **last Monday of May**, the ~~fourth day of July~~ **the first Monday of July**, the 1st Monday of September, Armistice Day, ~~November eleventh~~ **the second Monday of November**, and the 25th day of December are hereby declared to be bank holidays. If a bank holiday falls on Sunday, the following Monday shall be deemed a bank holiday for the purposes of this chapter.'

Sec. 4. R. S., c. 91, § 77, amended. Section 77 of chapter 91 of the re-

vised statutes as amended by section 2 of chapter 136 of the public laws of 1935, is hereby further amended to read as follows :

'Sec. 77. Legal holidays. No court shall be held on Sunday, or any day designated for the annual thanksgiving, or for the choice of presidential electors, New Year's day, January 1st, Washington's birthday, ~~February 22nd~~, **4th Monday in February**, the ~~19th day of April~~ **3rd Monday in April**, the ~~30th day of May~~ **last Monday in May**, the ~~4th day of July~~ **first Monday in July**, the 1st Monday of September, the day of the state election, Armistice day, ~~November 11th~~ **2nd Monday in November**, or on Christmas day; and when the time fixed for a term of court falls on either of said days, it shall stand adjourned until the next day which shall be deemed the 1st day of the term for all purposes. The public offices in county buildings may be closed to business on the above named holidays. ~~When any one of the above named holidays falls on Sunday, the Monday following shall be observed as a holiday, with all the privileges applying to any of the days above named. If New Year's day or Christmas day falls on Sunday, the Monday following shall be observed as a holiday.'~~

Sec. 5. R. S., c. 95, § 87, amended. Section 87 of chapter 95 of the revised statutes is hereby amended to read as follows :

'Sec. 87. Exemption from arrest on certain holidays. No person shall be arrested in a civil action, on mesue process, or execution, or on a warrant for taxes, on the day of annual thanksgiving, the ~~nineteenth day of April~~ **third Monday of April**, the ~~thirtieth day of May~~ **last Monday of May**, the ~~fourth day of July~~ **first Monday of July**, the 1st Monday of September, Armistice Day, ~~November eleventh~~ **second Monday of November**, or Chistmas; and on the day of any military training, inspection, review or election, no officer or soldier required by law to attend the same, shall be arrested on any such processes.'