

# MAINE STATE LEGISLATURE

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

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**Legislative Document**

**No. 1150**

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S. P. 401

In Senate, February 26, 1947

Transmitted by revisor of statutes pursuant to joint order

Referred to the Committee on Judiciary, sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Dube of Androscoggin.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-SEVEN

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**AN ACT Relating to Eviction of Tenants.**

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**Emergency preamble.** Whereas, due to the critical housing shortages many persons are being evicted from rents, and

Whereas, such evictions have caused and are causing severe hardships, and

Whereas, in the judgment of the legislature, these facts create an emergency within the meaning of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now therefore,

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

**Sec. 1. R. S., c. 109, § 4-A, additional.** Chapter 109 of the revised statutes is hereby amended by adding thereto a new section to be numbered 4-A, to read as follows:

**'Sec. 4-A. Process of forcible entry and detainer.** The process of forcible entry and detainer shall not be commenced for a period of 2 years after the effective date of this section against any tenant with children or any

tenant a member of whose family is with child on a doctor's certificate of such fact.'

**Sec. 2. R. S., c. 118, § 43, additional.** Chapter 118 of the revised statutes is hereby amended by adding thereto a new section to be numbered 43, to read as follows:

**'Sec. 43. Illegal eviction of tenants.** Whoever illegally evicts a tenant against whom the process of forcible entry and detainer will not lie under the provisions of section 4-A of chapter 109 shall be punished by a fine of \$1,000, or imprisonment for not more than 11 months, or by both such fine and imprisonment.'

**Emergency clause.** In view of the emergency cited in the preamble, this act shall take effect when approved.