

MAINE STATE LEGISLATURE

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

Legislative Document

No. 1493

S. P. 662

In Senate, April 14, 1949.

Reported by Senator Collins of Aroostook from the Committee on Salaries and Fees and printed under Joint Rules No. 10.

CHESTER T. WINSLOW, Secretary.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-NINE

**AN ACT Relating to Compensation of Justices of the Supreme Judicial
and the Superior Courts Upon Retirement.**

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

Sec. 1. R. S., c. 91, § 5, repealed and replaced. Section 5 of chapter 91 of the revised statutes is hereby repealed and the following enacted in place thereof:

‘Sec. 5. Compensation of justices upon retirement. Any justice of the supreme judicial court who resigns his office, or ceases to serve at the expiration of any term thereof, after attaining the age of 70 years and after having served as a justice on either the supreme judicial court or the superior court, or both, for at least 7 consecutive years, shall receive annually during the remainder of his life, whether or not he is appointed an active retired justice as provided in the following section, an amount equal to $\frac{3}{4}$ of the salary which was being paid to him at the termination of his service, to be paid in the same manner as the salaries of the justices of said court are paid; provided, however, that such justice shall terminate his service before his 72nd birthday. Any justice who continues to serve until or after his 72nd birthday shall waive his right to the compensation hereinbefore mentioned and make no claim therefor at the termination of his service, and the right of any justice drawing such compensation to con-

tinue to receive it shall cease immediately if he acts as attorney or counsellor in any action or legal proceeding in which the state is an adverse party or has any interest adverse to the person or person in whose behalf he acts.'

Sec. 2. R. S., c. 94, § 3, repealed and replaced. Section 3 of chapter 94 of the revised statutes is hereby repealed and the following enacted in place thereof:

'Sec. 3. Compensation of justices upon retirement. Any justice of the superior court who resigns his office, or ceases to serve at the expiration of any term thereof, after attaining the age of 70 years and after having served as such justice for at least 7 consecutive years, shall receive annually during the remainder of his life, whether or not he is appointed an active retired justice as provided in the following section, an amount equal to $\frac{3}{4}$ of the salary which was being paid to him at the termination of his service, to be paid in the same manner as the salaries of the justices of said court are paid; provided, however, that such justice shall terminate his service before his 72nd birthday. Any justice who continues to serve until or after his 72nd birthday shall waive his right to the compensation hereinbefore mentioned and make no claim therefor at the termination of his service, and the right of any justice drawing such compensation to continue to receive it shall cease immediately if he acts as attorney or counsellor in any action or legal proceeding in which the state is an adverse party or has any interest adverse to the person or persons in whose behalf he acts.'