

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1859.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February  
26, 1840, and March 16, 1842.  
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AUGUSTA:
STEVENS & SAYWARD, PRINTERS TO THE STATE.

1859.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1859.

SECT. 5. Sections six, seven and eight of said act are hereby repealed. CHAP. 117.

Secs. 6, 7 and 8, of same repealed.

SECT. 6. No action brought by the superintendent in his official capacity, shall abate by his ceasing to be in office, but his successor, upon notice, may assume its prosecution in his own name as plaintiff. All actions founded on any contract of any kind, whether in writing or under seal or not heretofore made, or that hereafter may be made, with any superintendent in his official capacity, may be brought by the person being superintendent at the time of the commencement of the suit, and in his name as plaintiff. All actions for injuries done or occasioned to the real or personal property of the state, appropriated to the use of the reform school, and under the care of the superintendent, in his official capacity, may be prosecuted in the name of the person who is superintendent at the commencement of such action.

Actions brought by superintendent may be prosecuted by successor.

Actions on contract and for injuries, how brought.

The superintendent may, with the consent of the trustees, submit any controversy, demand or suit, to the determination of one or more arbitrators or referees.

Controversies may be referred.

When a new superintendent is appointed, and accepts the office, all the books, accounts and papers belonging to the reform school, shall be delivered to him, and he shall be vested with all the powers, and subject to all the obligations with regard to any contracts that his predecessor would have been vested with, or subject to if no change had taken place in the office.

New superintendent, his rights and powers.

SECT. 7. This act shall take effect when approved by the governor.

[Approved April 4, 1859.]

Chapter 117.

An act to regulate the compensation of members of the senate and house of representatives.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. Each member of the senate and house of representatives shall be paid a salary of one hundred and fifty dollars, for the regular annual session of the legislature, to which he shall have been elected, and two dollars for every ten miles travel from his place of abode, once in each session. He shall be entitled to be paid his mileage on the first day of each session, and fifty dollars of said salary on the first day of each month thereafter during the session;

Salary of members of Senate and House.

— when payable.

CHAP. 118.

— deduction
for absence.

Salary of pres-
ident and
speaker.

— of president
and speaker
pro tem.
Pay rolls.

Ch. 115, sec. 6,
R. S. repealed
in part.

Extra sessions,
members how
paid.

and at the end thereof the balance of said salary, if any part of the same remains unpaid. But in case any member shall be absent from his duties, without being excused therefor by the house to which he belongs, there shall be deducted from his said salary two dollars for each and every day he shall be so absent. The president of the senate and speaker of the house of representatives shall be paid a salary of three hundred dollars for each regular session of the legislature, with the same mileage as other members, and subject to the same deduction in case of absence as aforesaid. Any member acting as president pro tem. of the senate or speaker pro tem. of the house shall receive two dollars per day extra therefor. Pay rolls shall be made, and payment made by the treasurer of state according to these provisions.

SECT. 2. The sixth section of the one hundred and fifteenth chapter of the revised statutes, is hereby repealed so far as the same relates to compensation of members of the senate and house of representatives, but no further.

SECT. 3. In case an extra session is called by the governor in accordance with the provisions of the constitution, the members of the senate and house of representatives shall be paid according to the present provisions of the revised statutes.

[Approved April 4, 1859.]

Chapter 118.

An act to amend chapter one hundred and thirteen of the revised statutes, relating to the relief of poor debtors.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Ch. 113, sec. 21,
R. S. amended.

SECT. 1. The twenty-first section of chapter one hundred and thirteen of the revised statutes, is hereby amended, by striking out all after the word "stated" in the fifth line in the printed copy.

Ch. 113, sec. 5,
R. S. amended.

SECT. 2. The fifth section of the same chapter is also amended, so as to read as follows :

Mode of mak-
ing disclosure.

SECT. 5. If the debtor makes a full disclosure at the appointed time and place to the satisfaction of said justices of the actual state of his affairs and all his property, rights and credits, answers all proper interrogatories in regard to the same, and if the justices are satisfied that the disclosure is true, and do not discover anything therein inconsistent with his taking the oath prescribed in the twenty-eighth section of this chapter, they may administer such oath to