

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1880.

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PUBLIC LAWS
OF THE
STATE OF MAINE.
1880.

Chapter 238.

An act relating to convicts and officers in the County jails in this state having workshops attached thereto.

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

Law relating to discipline in state prison made applicable to county jails.

So much of sections thirty-four, thirty-five, thirty-six and thirty-seven of chapter one hundred and forty of the revised statutes as relates to the discipline and punishment of convicts in the state prison, and also the duties and protection of officers therein, is hereby made, and is equally applicable to, convicts and officers in the county jails in this state having workshops attached thereto.

Approved March 18, 1880.

Chapter 239.

An act to amend the Public Statutes as required by the amendment to the Constitution, providing for Biennial Elections and Biennial Sessions of the Legislature.

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

Sec. 18, ch. 2, R. S., amended.
Taxation.

SECT. 1. Section eighteen of chapter two of the revised statutes, is hereby amended by striking out the words "each year" in the first line thereof, and inserting instead thereof the words 'at each session of the legislature;' and also by striking out the word "sixty-nine" in the second line thereof, and inserting instead thereof the word 'eighty-one.'

Sec. 21 amended.
Rolls of members elect.

SECT. 2. Section twenty-one of the same chapter is hereby amended by striking out the word "annually" in the second line thereof.

Sec. 42 as amended by ch. 100, public laws 1876, amended.

Distribution of election blanks.

SECT. 3. Section forty-two of the same chapter as amended by chapter one hundred of the public laws of the year one thousand eight hundred and seventy-six, is hereby further amended by inserting after the word "year," in the fifth line of said amended section as recited in said last named chapter, the words 'in which any election is held of which returns are required to be made to the office of the secretary of state.'

Sec. 45 amended.
Treasurer of state.

SECT. 4. Section forty-five of the same chapter is hereby amended by striking out the words "Wednesday of January annually," in the tenth line thereof, and inserting instead

thereof the words 'day of each regular session of the legislature.'

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SECT. 5. Section fifty of the same chapter is hereby amended by striking out the word "annual" in the first line thereof.

Sec. 50 amended.
Report of treasurer of state.

SECT. 6. Section fifty-two of the same chapter is hereby amended by striking the word "legislature" out of the fourth line, and inserting in the place thereof the words 'governor and council.'

Sec. 52, amended.
Treasurer of state to report to governor and council.

SECT. 7. Section sixty-six of the same chapter is hereby amended so as to read as follows :

Sec. 66 amended.

'SECT. 66. He shall annually on the first Wednesday in January, lay before the governor and council, a printed detailed account of the state of the treasury, distinguishing in the receipts and expenditures the sums due at the close of the preceding year, from those that became due during the current year, and what sums are due to and from the treasury, and the resources of the state for the ensuing year. The governor and council shall lay such accounts before the legislature at each regular session on the first Monday thereof.'

Treasurer of state to lay account before governor and council.

SECT. 8. Section seventy-two of the same chapter, is hereby amended by striking out the word "annually," in the first line thereof, and inserting instead thereof the word 'biennially.'

Sec. 72 amended.
Report of librarian.

SECT. 9. Section eighty-two of the same chapter is hereby amended by striking out the words "five" in the first line thereof, and inserting instead thereof the word 'ten,' and also by striking out the word "annually" in the same line, and inserting in place thereof the word 'biennially.'

Sec. 82 amended.
Appropriation for library.

SECT. 10. Sections one, two and three of chapter four of the revised statutes are hereby amended by inserting the words 'in which an election of governor, senators and representatives is held,' after the words "in each year," wherever they occur in said sections.

Secs. 1, 2 and 3, ch. 4, R. S., amended.
Election of governor, etc.

SECT. 11. Section four of the same chapter is hereby amended by striking out the word "annually," in the first line thereof, and inserting instead thereof the words 'in each year in which an election of governor, senators and representatives is held.'

Sec. 4 amended.
Lists of voters.

SECT. 12. Section seventeen of the same chapter is hereby amended by striking out the word "annually," in the

Sec. 17 amended
Call of meeting for election.

CHAP. 239 fourth line thereof, and inserting instead thereof the word 'biennially.'

Sec. 73 amended.
Lists of voters in
plantations.

SECT. 13. Section seventy-three of the same chapter is hereby amended by striking out the word "annually" in the first line thereof, and inserting instead thereof the words 'in each year which an election of governor, senators and representatives is held.'

Sec. 74 amended.
Call of meeting
for election in
plantations.

SECT. 14. Section seventy-four of the same chapter is hereby amended by striking out the word "annually" in the second line thereof, and inserting in the place thereof the words 'in each year in which such election is held.'

Sec. 48, ch. 5, R.
S., amended.
Report of land
agent.

SECT. 15. Section forty-eight of chapter five of the revised statutes, is hereby amended by striking out the words "prior to the annual session of the legislature," in the fifth line thereof.

Sec. 38, ch. 6, R.
S., amended.

SECT. 16. Section thirty-eight of chapter six of the revised statutes, is hereby amended, by adding after the words "state tax," in line five, the words 'for the current year; and shall in like manner send like warrants for the state tax for the succeeding year, forthwith upon the expiration of one year from the time such tax is so ordered. The tax for each year shall be separately ordered and apportioned;' and by changing the word "warrant," in the sixth line of said section thirty-eight, to 'warrants.'

State tax for each
year separately
ordered.

Sec. 42 amended.
Lands in places
not incorporated,
how taxed.

SECT. 17. Section forty-two of the same chapter is hereby amended by adding at the end thereof, 'as herein provided for ordering the state and county taxes upon property liable to be assessed in towns.'

Sec. 44 amended.

SECT. 18. Section forty-four of the same chapter is hereby amended so as to read as follows:

Lists of assess-
ments to be certi-
fied and adver-
tised annually.

'SECT. 44. When the legislature shall assess such state tax the treasurer of state shall, within three months next thereafter, cause the lists of such assessments, with the lists of any county tax so certified to him, both for the current year, to be advertised three weeks successively in the state paper, and in some newspaper, if any, printed in the county in which the land lies, and shall cause like advertisement of the lists of such state and county taxes for the following year to be made within three months next after one year from such assessment. The said lands shall be held to the state for the payment of such state and county taxes, with interest thereon at the rate of twenty per centum, to commence upon

Lands held for
payment of taxes.

the taxes for the year in which such assessment is made at the expiration of one year, and upon the taxes for the following year upon the expiration of two years from the date of such assessment.'

SECT. 19. Section forty-five of the same chapter is hereby amended by striking out the words "two years from the date of the assessment," in the third line thereof, and inserting instead thereof the words 'one year from the time when such interest commences,' and also by striking out the words "two years from the date of the assessment," in the ninth and tenth lines thereof, and inserting instead thereof the words 'the time limited in this section for such redemption.'

Sec. 45 amended.

Lands forfeited for taxes, when.

SECT. 20. Section fifty-nine of the same chapter is hereby amended, by adding thereto the words, 'except when it is otherwise provided by law.'

Sec. 59 amended.

Interest, when to commence.

SECT. 21. Section sixty-one of the same chapter is hereby amended by striking out the words "January annually" in the second and third lines thereof, and inserting instead thereof the words 'each month of January in which the legislature meets,' and also by adding thereto the words 'and like estimates for the year next succeeding thereafter, and the county tax for both said years shall be granted by the legislature separately at the same session.'

Sec. 61 amended.

—estimates for county taxes.

SECT. 22. Section sixty-two of the same chapter is hereby amended by striking out the words "January annually," in the fifth line thereof, and inserting instead thereof the words 'each month of January in which the legislature meets.'

Sec. 62 amended.

Estimates.

SECT. 23. Section sixty-three of the same chapter is hereby amended by inserting after the word, "shall" in the second line thereof the words 'in the month of March in the year for which such tax is granted.'

Sec. 63 amended.

Apportionment of tax.

SECT. 24. Section two of chapter seven of the revised statutes is amended in the fifth line by striking out the words "seventy-two and every five years," and inserting instead thereof the words 'eighty-two and every four years.'

Sec. 2, ch. 7, R. S., amended.

Election of registers of deeds.

SECT. 25. Section three of chapter seven of the revised statutes is amended in the eighteenth line by striking out the word "five" before "years," and inserting instead thereof the word 'four.'

Sec. 3 amended.

Term of same.

SECT. 26. Section two of chapter eight of the revised statutes is amended in the first line by striking out the word "annually," and by inserting after the word "September" in

Sec. 2, ch. 8, R. S.

Election of county treasurer.

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Sec. 4, ch. 8, R. S., amended.

Term of same.

the second line the words 'one thousand eight hundred and eighty, and every two years thence following.'

SECT. 27. Section four of chapter eight of the revised statutes is amended in the fifth line by striking out the word "one," and inserting instead the word 'two'; and in the sixth line by striking out the word "year," and inserting instead the word 'years.'

Sec. 71, ch. 11, R. S., amended.

Duties of superintendent of schools.

SECT. 28. Section seventy-one of chapter eleven of the revised statutes is amended in the first line of the eighth clause by striking out after the word "annually," the words "prior to the session of the legislature."

Sec. 53, ch. 14, R. S., amended.

Commissioners on contagious diseases of cattle.

SECT. 29. Section fifty-three of chapter fourteen of the revised statutes is amended in the second line by striking out the word "annual," and in the third line by inserting after the word "January" the words 'one thousand eight hundred and eighty-one and biennially thereafter.'

Sec. 14, ch. 30, R. S., amended.

Communication of secretary of state.

SECT. 30. Section fourteen of chapter thirty of the revised statutes, is amended in the second line by striking out the word "each," before "month," and inserting instead thereof the word 'the.'

Sec. 56, ch. 49, R. S., amended.

Report of insurance commissioner.

SECT. 31. Section fifty-six of chapter forty-nine of the revised statutes, is amended in the fourth line by striking out the word "annually," and inserting instead thereof the word 'biennially.'

Sec. 2, ch. 78, R. S., amended.

Vacancies in office of county commissioners, how filled.

SECT. 32. Section two of chapter seventy-eight of the revised statutes, is amended so as to read as follows:

'SECT. 2. Vacancies to occur by expiration of the term of office at the end of any year in which a biennial election is held shall be filled by election on the second Monday of September, in such year. If but one is elected he shall hold the office for six years; if two, the one having the highest number of votes, shall hold for six years, and the next highest for four years; if three, two shall hold as last provided, and the other for two years. If two have an equal number of votes, the governor, with advice of council, shall designate who shall hold for the longer and who for the shorter term.'

Sec. 3, ch. 78, amended.

SECT. 33. Section three of chapter seventy-eight of the revised statutes is amended in the second line by inserting after the word "county," the words 'or at the expiration of any present term of office at the end of any year in which no biennial election is held.'

SECT. 34. Section four of chapter seventy-eight of the revised statutes, is amended in the second line by inserting after the word "September" the words 'in the year one thousand eight hundred and eighty and every two years thence following.'

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Sec. 4, ch. 78, R. S., amended.

Mode of election.

SECT. 35. Section five of chapter seventy-eight of the revised statutes, as amended and recited in chapter two hundred and twelve of the public laws of the year one thousand eight hundred and seventy-seven, is hereby further amended by inserting after the word "year," in the second line, the words 'in which an election is held.'

Sec. 5, ch. 78, as amended by ch. 212, public laws 1877, amended.

Determining elections.

SECT. 36. Section one of chapter seventy-nine of the revised statutes is amended so as to read as follows :

Sec. 1, ch. 79, R. S., amended.

'SECT. 1. Clerks of the judicial courts shall be elected and notified, their elections determined and vacancies filled ; and they shall enter upon the discharge of their duties at the same time as is provided respecting county commissioners by chapter seventy-eight as hereby amended, and hold their offices for the term of four years, and perform all duties required by law.'

Clerks of courts, how elected, vacancies, how filled.

—term of office.

SECT. 37. Section twelve of chapter seventy-nine of the revised statutes, is amended so as to read as follows :

Sec. 12 of ch. 79, R. S., amended.

'SECT. 12. County attorneys shall be elected and notified, their elections determined and vacancies filled, and they shall enter upon the discharge of their duties at the same time as is provided respecting county commissioners by chapter seventy-eight as hereby amended, and hold their offices for the term of two years. None but a permanent resident of the county shall hold such office, and removal from it vacates the office.'

County attorneys, how elected; vacancies, how filled.

SECT. 38. Section ten of chapter fifty of the public laws of the year one thousand eight hundred and seventy-eight is hereby amended by striking out of the second line, the words "each month of January," and inserting in the place thereof the words, 'the first month of each regular session.'

Sec. 10, ch. 50, public laws 1878, amended.

SECT. 39. This act shall not affect the tenure of the present incumbent of any office named herein.

Tenure of present incumbent not affected.