

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

Published by the Secretary of State, agreeably to Resolves of
June 28, 1820, February 18, 1840, and March 16, 1842

AUGUSTA
KENNEBEC JOURNAL PRINT
1909

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

with that imposed by this chapter, shall be subject only to such portion of the tax imposed hereunder as may be in excess of such tax imposed by the laws of such state or country.'

Approved April 1, 1909.

Chapter 188.

An Act additional to Chapter one hundred thirty-five of the Revised Statutes, relating to Witnesses in Criminal Proceedings.

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

When an indictment has been returned into court, any justice of the supreme judicial or superior court may order the material witnesses against the respondent or respondents named in the indictment to recognize with sufficient sureties to appear and testify at the trial of said indictment in said court; and if said witnesses refuse or fail to recognize they may be committed to prison and remain until discharged by law, and such justice may issue *capias* to bring such witness before the court to give his recognizance, or upon failure or refusal so to recognize to be committed as aforesaid.

When indictment has been returned, court may order witnesses against respondent to recognize with sureties.

Approved April 1, 1909.

Chapter 189.

An Act to amend Chapter one hundred and forty of the Revised Statutes, relating to Coroners' Inquests and the appointment of Medical Examiners.

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

Section I. Chapter one hundred and forty of the revised statutes is hereby amended by adding thereto the following sections:

'Section 14. The governor, with the advice and consent of the council, shall appoint for a term of four years, for each county in the state, one or more able and discreet men, learned in the science of medicine and anatomy, to be medical examiners in said county.'

Chapter 140, R. S., amended.

Medical examiners, appointment and tenure.

'Section 15. All medical examiners shall be bona fide residents of the county for which they are appointed.'

Shall be resident of the county.

'Section 16. Whenever a medical examiner is notified by the attorney general, county attorney for his county, or any coroner of his county that any person has come to his death by violence and that an autopsy is necessary, he shall

Duty of medical examiner.

CHAP. 190

—may sum-
mon assis-
tant, who
shall act as
clerk and
make full
record.

Fees.

Sec. 13, ch.
140, R. S.,
amended.

Evidence
taken shall
be filed
with clerk
of courts.

—may em-
ploy stenog-
rapher.

immediately make a complete autopsy in the presence of the coroner who has the body in charge. The coroner and medical examiner, if they deem it necessary, may summon one local physician as an assistant and witness, who shall also act as clerk and make a full and complete record of all the facts and circumstances tending to show the condition of the body and all vital organs and the cause and manner of death, which record shall be signed by the medical examiner and the assistant and delivered to the coroner.'

'Section 17. The fees of said medical examiner shall be twenty-five dollars for the autopsy and actual travel and expenses. The fees of said assistant shall be ten dollars.'

Section 2. Section thirteen of chapter one hundred and forty of the revised statutes is hereby amended by inserting after the word "inquest" and before the word "shall," in the first line, the words 'together with the record of the medical examiner,' so that said section as amended shall read as follows:

'Section 13. The evidence of all the witnesses taken at any inquest together with the record of the medical examiner shall, within ten days after the delivery of the verdict to the coroner, be filed by the coroner with the clerk of courts for the county in which said inquest is held and there remain open for public inspection. Coroners may employ a stenographer for the purpose of taking such evidence, who shall receive as compensation therefor the sum of six dollars a day, and ten cents a hundred words for transcript of notes, and six cents a mile for actual travel.'

Approved April 1, 1909.

Chapter 190.

An Act relating to Holidays.

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

Sec. 88, ch.
15, R. S.,
as amended
by Sec. 14,
ch. 43, pub-
lic laws,
1905, as
amended
by ch. 48,
public laws,
1907, fur-
ther amend-
ed.

Section I. Section eighty-eight of chapter fifteen of the revised statutes of nineteen hundred three, as amended by section fourteen of chapter forty-eight of the public laws of nineteen hundred five, as amended by chapter forty-eight of the public laws of nineteen hundred seven, is hereby amended by adding, at the end of said section, the words, 'February twelve shall be observed by the teachers and pupils in all the public schools of the state as Lincoln day, some part of which day, as far as may be expedient, shall be devoted to the study of the life and character of Abraham Lincoln. When Lincoln