

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
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

Chapter 195.

An Act to amend Section thirteen of Chapter one hundred and seventeen of the Revised Statutes as amended by Chapter sixty-six of the Public Laws of nineteen hundred and seven, relating to the per diem attendance of expert witnesses.

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

Section thirteen of chapter one hundred and seventeen of the revised statutes as amended by chapter sixty-six of the public laws of nineteen hundred and seven, is hereby amended by inserting after the word "home," in the sixth line of said section, the words:

Sec. 13, ch. 117, R. S., as amended by ch. 66, public laws, 1907, further amended.

'But the court in its discretion may allow at the trial of any cause, civil or criminal, in said supreme judicial or superior courts, a sum not exceeding twenty-five dollars per day for the attendance of any expert witness or witnesses at said trial, in taxing the costs for the prevailing party; but such party or his attorney of record, shall first file an affidavit, during the term at which such trial is held, and before the cause is settled stating the name, residence, number of days attendance and the actual amount paid or to be paid each expert witness, in attendance at such trial. And no more than one dollar and fifty cents per day shall be allowed or taxed by the clerk of courts, in the costs of any suit, for the per diem attendance of a witness, unless the affidavit herein provided is filed, and the per diem is determined and allowed by the presiding justice.' So that said section as amended shall read as follows:

'Section 13. Witnesses in the supreme judicial or superior courts or in the probate court, shall receive one dollar and fifty cents, or before the county commissioners one dollar, for each day's attendance and six cents a mile for each mile's travel going and returning home; but the court in its discretion, may allow at the trial of any cause, civil or criminal, in said supreme judicial or superior courts, a sum not exceeding twenty-five dollars per day for the attendance of any expert witness or witnesses at said trial, in taxing the costs of the prevailing party; but such party or his attorney of record, shall first file an affidavit, during the term at which such trial is held, and before the cause is settled, stating the name, residence, number of days in attendance and the actual amount paid or to be paid each expert witness, in attendance at such trial. And no more than one dollar and fifty cents per day shall be allowed or taxed by the clerk of courts, in the costs of any suit, for the per diem attendance

Fees of witnesses.

—fees of expert witnesses.

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of a witness, unless the affidavit herein provided, is filed, and the per diem is determined and allowed by the presiding justice; and before a justice of the peace, a trial justice, a judge of the municipal court, referees, auditors or commissioners specially appointed to take testimony, fifty cents a day attendance, and for travel, the same as the courts aforesaid.'

Approved April 1, 1909.

Chapter 196.

An Act additional to Chapter seventy-one of the Public Laws of nineteen hundred and nine, entitled "An Act for the Improvement of Free High Schools," approved March fifteen, nineteen hundred and nine.

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

State aid,
when pay-
able.

State aid to free high schools under the provisions of chapter seventy-one of the public laws of nineteen hundred and nine shall be payable annually in the month of December.

Approved April 1, 1909.

Chapter 197.

An Act to amend Chapter fifty-four of the Public Laws of nineteen hundred and seven in relation to the salary of the Chaplain at the Maine State Prison.

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

Paragraph
27, sec. 1,
ch. 116, R.
S., as
amended by
ch. 54, pub-
lic laws,
1907, fur-
ther amend-
ed.

Section 1. Paragraph twenty-seven, of section one, chapter one hundred and sixteen, of the revised statutes, as amended by chapter fifty-four of the public laws of nineteen hundred and seven, is hereby further amended by striking out the words "chaplain, two hundred and fifty dollars;" also by striking out the words "teacher, three hundred dollars;" and by inserting after the word "guard" in the twelfth line, the words, 'chaplain and teacher, one thousand dollars.'

Certain
act re-
pealed.

Section 2. An act entitled "An act to amend section one of chapter one hundred and sixteen of the revised statutes which provides for a salary of three hundred dollars for teacher at the Maine State Prison, and two hundred dollars for chaplain," approved March twelve, nineteen hundred and nine, is hereby repealed.

Approved April 1, 1909.