

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE

*1913*

Including Acts and Resolves of the Special Session held  
in 1912.

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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-Sixth  
Legislature

*1913*

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his post-office address, place and date of shipment, price paid for such animal, name of the person from whom said animal was purchased and such other information as the live stock sanitary commissioner may require; such claim shall be accompanied on every instance with a 'sale ticket' for such part of the animal as may have been sold, and the amount for such sale shall be deducted from the appraised value due the owner of the condemned animal.' 'Cattle re-acting to the tuberculin test may be sent to establishments maintaining a United States government meat inspection service, and be killed under federal government inspection, and be disposed of according to the requirements of the Government Meat Inspection Act.'

CHAP. 75

—claim shall be accompanied by sale ticket.

—cattle re-acting to tuberculin test may be killed under federal government inspection.

Approved March 18, 1913.

## Chapter 75.

An Act to Increase the Efficiency of the Public Schools of Maine by Retiring Teachers of Long Service with Pensions.

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

Section 1. Any person of either sex who, on September thirtieth, nineteen hundred thirteen, or thereafter, shall have reached the age of sixty years and who for thirty-five years shall have been engaged in teaching as his principal occupation, and who shall have been employed as a teacher in the public schools, or in such other schools within this state as are supported wholly or at least three-fifths by state or town appropriation and are under public management and control, twenty years of which employment, including the fifteen years immediately preceding retirement, shall have been in this state, and who shall be retired by his employer or shall voluntarily retire from active service after completion of the school year next preceding the thirtieth day of September, nineteen hundred thirteen, shall, on his formal application, receive from the state for the remainder of his life an annual pension of two hundred and fifty dollars; provided, however, that after the thirtieth day of September, nineteen hundred thirteen, no such employment as teacher within this state shall be included in its provisions unless the teacher shall hold a state teachers' certificate issued under the authority of the state superintendent of public schools.

Teachers who may be entitled to an annual pension of \$250.

—proviso.

Section 2. Any person of either sex who, on September thirtieth, nineteen hundred thirteen, or thereafter, shall have reached the age of sixty years and who for thirty years shall

Teachers who may receive an annual pension of \$200.

## CHAP. 75

have been engaged in teaching as his principal occupation and who shall have in all other respects met the requirements of section one of this act shall, on his formal application, receive from the state for the remainder of his life an annual pension of two hundred dollars.

Teachers who may receive an annual pension of \$150

Section 3. Any person of either sex, who, on September thirtieth, nineteen hundred thirteen, or thereafter, shall have reached the age of sixty years and who for twenty-five years shall have been engaged in teaching as his principal occupation, and who shall have in all other respects met the requirements of section one of this act shall, on his formal application, receive from the state for the remainder of his life an annual pension of one hundred and fifty dollars.

Teachers who may receive half pension.

Section 4. Any person who otherwise meets the requirements of the preceding sections of this act, but shall have retired or shall have been retired prior to the school year next preceding the thirtieth day of September, nineteen hundred thirteen, shall be entitled to receive a pension under the provisions of this act except that the amount of the pension allowed to such person shall be one-half of any amount designated under the foregoing sections.

Appropriation for payment of teachers' pensions.

Section 5. For the purposes of this act the sum of eight thousand dollars is appropriated for the year nineteen hundred thirteen and the sum of twenty-five thousand dollars is annually appropriated thereafter, which sum the treasurer of state shall deduct for said purposes out of the school and mill fund and the sum so appropriated and deducted shall be denominated the school pension fund.

State supt. of public schools shall formulate rules, etc.

Section 6. The state superintendent of public schools, on or before the thirtieth day of September, nineteen hundred thirteen, shall formulate rules and regulations for carrying into effect the provisions of this act.

State supt. of public schools shall certify to the names of persons entitled to pensions.

Section 7. On or before the thirty-first day of December, nineteen hundred and thirteen, and quarterly thereafter, the state superintendent of public schools shall certify to the governor and council the names of the persons who are entitled to pensions under the provisions of this act and the amounts thereof, and the governor and council shall draw warrants on the treasurer of state for payments from the said school pension fund in favor of said persons for said amounts. The payments of any pension shall be suspended whenever the person to whom said pension has been granted resumes teaching in any private or public school.

—pensions may be suspended.

Section 8. All pensions granted or payable under the provisions of this act shall be and are hereby made exempt from levy and sale by virtue of an execution and from all process and proceeding to enjoin and recover the same by or on behalf of any creditor or person having or asserting any claim against, or debt or liability of a teacher or pensioner.

## CHAP. 76

Pensions are exempt from levy, etc.

Section 9. All of the said school pension fund not distributed or expended for any financial year, shall, on the first day of July next following, be added to the permanent school fund.

Unexpended fund shall be added to school fund.

Approved March 19, 1913.

### Chapter 76.

An Act Additional to Chapter Seventy-nine of the Revised Statutes Relating to the Transfer of Actions and Other Matters to the Law Court in Case of the Death of the Presiding Justice.

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

In case of physical or mental disability, death, resignation, or removal of the justice presiding at any civil or criminal proceeding before the supreme judicial or superior court, or at a hearing in equity, in which a motion for new trial is made, exceptions presented or appeal taken, any justice of the supreme judicial court may, upon motion, and after notice and hearing, allow the exceptions, and upon request of the moving party, order the official stenographer to furnish a certified copy of the evidence required under the motion or appeal, and such portion thereof as may be made a part of the exceptions.

Any justice of the S. J. C. may order certified copy of evidence required when motion for new trial is made.

Approved March 19, 1913.

### Chapter 77.

An Act Relating to the Compulsory Assignment of Real Estate Mortgages Under Certain Circumstances.

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

When proceedings for the foreclosure of any prior mortgage of real estate have been commenced and instituted by any method provided by law, and at any time before the expiration of the time within which redemption may be made and had, the owner of any subsequent mortgage of the same real estate, or of any part of the same real estate, may in writing request the owner of such prior and foreclosed mortgage to assign such prior and foreclosed mortgage and the debt thereby secured, to him upon his paying to the owner of such prior and foreclosed

Owner of subsequent mortgage may in writing request assignment of prior foreclosed mortgage.