

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.

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

the act, omission, or failure of such corporation, company, society or association as well as that of the person.

Section 13. There shall be appropriated from the state treasury the sum of fifteen hundred dollars for the year nineteen hundred thirteen and the sum of fifteen hundred dollars for the year nineteen hundred fourteen for the purpose of carrying out the provisions of this act. So much of said appropriations shall be paid by the state treasurer to the commissioner of agriculture as may be shown by his bills and vouchers of expenditures in performing the duties required by this act.

Section 14. The commissioner of agriculture shall diligently enforce all of the provisions of this act, and, in this connection, he shall be entitled to have and receive the advice, counsel and assistance of the attorney general and of the attorney for the state in the several counties.

The said commissioner of agriculture in his discretion may recover the penalties for the violation of the provisions of this act in an action on the case in his own name, the venue to be as in other civil actions, and the plaintiff prevailing in any such action shall recover full costs; or he may prosecute violators by complaint or indictment in the name of the state, and such prosecution shall be commenced in the county in which the offense was committed. All fines received under this act by county treasurers shall be paid by them to the state treasurer.

Trial justices and municipal and police courts are hereby invested with original jurisdiction, concurrent with the supreme judicial and superior courts, to hear, determine, enter, and by appropriate process enforce judgment in actions commenced for the recovery of the penalties aforesaid, and to try, and upon conviction, to punish, for offenses against the provisions of this act.

Section 15. All acts or parts of acts inconsistent herewith, are hereby repealed.

Approved April 1, 1913.

Chapter 157.

An Act Additional to Chapter Sixty-one of the Revised Statutes, Providing for the Correction of Errors in the Records of Births, Marriages and Deaths.

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

Section 1. If the record relating to a birth, marriage or death does not contain all the required facts, or if it is alleged that the facts are not correctly stated therein, the town clerk shall receive an affidavit containing the facts required for record, if

CHAP. 157

Appropriation for carrying out provisions of this act.

Com'r of agriculture shall enforce this act.

Proceedings to recover penalties.

Jurisdiction of justices and of courts.

Inconsistent acts repealed.

Defective records, how perfected.

CHAP. 158

—town clerk shall file affidavit in a separate book.

—further proceedings.

made by a person who was required by law to furnish information for the original record, or, at the discretion of the town clerk, by one or more credible persons having knowledge of the case. The town clerk shall file such affidavit and record it in a separate book to be kept for that purpose, with the name and residence of any deponent and the date of such record, and shall thereupon draw a line through the incorrect statements in the original record without erasing them, and shall then enter the facts required to amend the record; and forthwith, if a copy of the record has been sent to the state registrar of vital statistics, shall forward to the registrar a certified copy of the corrected record upon blanks to be provided by said registrar; and the registrar shall thereupon amend the record in his office and state in the margin thereof his authority therefor. Reference to the record of the affidavit shall be made by the clerk on the margin of the original record. If the clerk furnishes a copy of such record, he shall certify to the facts contained therein as amended, and shall state in addition that the certificate is issued under the provisions of this section, a copy of which shall be printed on every such certificate. Such affidavit, or a certified copy of the record of any other city or town or of a written statement made at the time by any person since deceased who was required by law to furnish evidence thereof, may, at the discretion of the clerk, be made the basis for the record of a birth, marriage or death not previously recorded, and such copy of a record may also be made the basis for completing the record of a birth, marriage, or death which does not contain all the required facts.

Oath may be administered by town clerk or assistant.

Section 2. An oath which is required by the provisions of this chapter may be administered by the clerk or assistant clerk of a city or town, and they shall receive no fee for so doing. The clerk shall receive from his town for receiving and recording an affidavit and forwarding a copy thereof under the provisions of section one a fee of fifty cents.

Approved April 1, 1913.

Chapter 158.

An Act to Amend Section Thirty-two of Chapter Twenty-seven of the Revised Statutes, Relating to the Care and Support of Paupers.

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

Section 32 of chapter 27, R. S., amended.

If state is liable the pauper may be removed to a state institution.

Section thirty-two of chapter twenty-seven of the revised statutes is hereby amended by adding thereto the following words: 'And whenever any person for whose support the state is liable shall be in need of immediate relief, the governor and