

MAINE STATE LEGISLATURE

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Acts and Resolves

As Passed by the

Seventy-Ninth Legislature

OF THE

STATE OF MAINE

1919

Published by the Secretary of State, in accordance with the Resolves of the Legislature
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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Seventy-Ninth Legislature

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and Fannie M. Perkins, his wife, on the ninth day of July, nineteen hundred and fourteen, and recorded in the registry of deeds, county of Penobscot, volume eight hundred seventy-three, page one hundred ninety-one, and page one hundred seventy-two, to which deed and record reference is hereby made for a more particular description of the premises a portion of which the chief engineer of the state highway commission is hereby authorized to convey to the European & North American Railway.'

Approved March 19, 1919.

Chapter 91.

An Act to Amend Section One Hundred and Seventy-six of Chapter Sixteen of the Revised Statutes, as Amended by Chapter Seventy-nine of the Public Laws of Nineteen Hundred and Seventeen, Relating to the Appropriation for Teachers' Pensions.

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

R. S., c. 16, § 176, 1917, c. 79; relating to appropriation for teachers' pensions, amended. Section one hundred and seventy-six of chapter sixteen of the revised statutes, as amended by chapter seventy-nine of the public laws of nineteen hundred and seventeen, is hereby further amended by striking out the word "twenty-seven" in the second line thereof and substituting therefor the word 'thirty', so that said section, when amended, shall read as follows:

'**Sec. 176. Appropriation increased to \$30,000.** For the purposes of the seven preceding sections the sum of thirty thousand dollars is annually appropriated, which sum the treasurer of state shall deduct for said purposes out of the school and mill funds and the sum so appropriated and deducted shall be denominated the school pension fund.'

Approved March 19, 1919.

Chapter 92.

An Act to Provide for the Election of Road Commissioners by Towns.

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

Sec. 1. R. S., c. 4, § 16; relating to appointment and removal of road commissioners. Section sixteen of chapter four of the revised statutes is hereby repealed and the following enacted in place thereof:

'**Sec. 16. Town may elect road commissioner, or authorize selectmen to appoint; ten taxable citizens may petition for removal of commissioner; not to apply to commissioner chosen prior to July 15, 1919, except as to removal.** Each town shall hereafter, at its annual meeting, elect by major

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vote a road commissioner, who shall hold his office for the term of one year from the date of his election; except that any town may, at its option, by vote at such meeting pursuant to an appropriate article in the warrant calling the same, instruct the selectmen to appoint such road commissioner, in which case the selectmen shall appoint as heretofore, and except, further, that any town may, at its option, by vote at such meeting pursuant to an appropriate article in the warrant calling the same, fix the term of office of said road commissioner at a longer period, not to exceed three years. Any town may, at its option, elect not more than three road commissioners, or require their appointment as aforesaid, whose powers and duties shall be the same as prescribed for a single commissioner. Any road commissioner may be removed from office by the selectmen for inefficiency or other cause. Upon written complaint made against any road commissioner by ten taxable inhabitants of the town, the selectmen, after notice to such commissioner, shall hold a public hearing thereon within ten days from the filing of the complaint, and if the charges are sustained remove said commissioner forthwith. Selectmen may act as road commissioners. This section, except as to removal from office, shall not apply to road commissioners chosen prior to the fifteenth day of July, nineteen hundred and nineteen, nor abridge their term of office, but shall apply to their successors in office; nor shall this section apply to cities and towns which choose road commissioners under special acts of the legislature.'

Sec. 2. R. S., c. 4, § 17; relating to vacancies in office of road commissioner, amended. Section seventeen of chapter four of the revised statutes is hereby amended by inserting after the word "person", in the first line thereof the words 'elected or,' so that said section, as amended, shall read as follows:

'Sec. 17. Applies to commissioners elected by town, as well as appointed by selectmen. If a person elected or appointed as road commissioner fails to qualify within seven days after appointment, the office shall be deemed vacant, and shall be filled by the selectmen by appointment; and in the event of a vacancy caused by death or otherwise, the selectmen shall appoint some competent person to fill out the unexpired term, who shall qualify and perform the duties of said office. If after the choice of any officer not required to be chosen by ballot, there is a vacancy in any such office, the municipal officers may fill such vacancies by the written appointment of proper persons, who shall be summoned by the constable to appear and take the oath of office provided in section twenty-seven subject to the penalties provided in section twenty-eight. Such appointment and oath shall be recorded as in case of a choice by the town. No person shall be so appointed without his consent.'