

MAINE STATE LEGISLATURE

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Acts and Resolves

As Passed by the

Seventy-Ninth Legislature

OF THE

STATE OF MAINE

1919

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Seventy-Ninth Legislature

1919

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Chapter 227.

An Act to Amend Section Fifty-five of Chapter Eighty-two of the Revised Statutes, Relating to Exceptions in Civil and Criminal Cases.

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

R. S., c. 82, § 55; relating to exceptions in civil or criminal proceedings. Section fifty-five of chapter eighty-two of the revised statutes is hereby amended by striking out in the sixteenth and seventeenth lines thereof the words "unless said superior courts shall otherwise provide by rule", and inserting in place thereof the words 'except as otherwise provided by section ninety-three of this chapter'; also by inserting in the sixteenth line before the word "criminal" the words 'civil or'; also by inserting in the seventeenth line after the word "justice" the words 'of the supreme judicial court or of any of the superior courts'; also by inserting in the eighteenth line after the word "therein" the words 'in either civil or criminal proceedings,' so that said section, as amended, shall read as follows:

‘Sec. 55. Made applicable to civil as well as criminal proceedings in superior courts, except as provided in § 93. When the court is held by one justice, a party aggrieved by any of his opinions, directions or judgments, in any civil or criminal proceeding, may, during the term, present written exceptions in a summary manner, signed by himself or counsel, and when found true they shall be allowed and signed by such justice; provided, however, that in all cases, such exceptions shall be presented within thirty days after the verdict is rendered or the opinion, direction or judgment is announced, in the case in which such verdict, opinion, direction or judgment is made; but if he deems them frivolous and intended for delay, he may so certify on motion of the party not excepting; and such exceptions may then be transmitted at once by such justice to the chief justice, and shall be argued in writing on both sides within thirty days thereafter, unless the presiding justice, for good cause, enlarges the time, and they shall be considered and decided by the justices of said court as soon as may be, and the decision certified to the clerk of the county where the case is pending. This section applies to exceptions filed in any civil or criminal proceedings in either of the superior courts, except as otherwise provided by section ninety-three of this chapter. If the justice of the supreme judicial court or of any of the superior courts disallows or fails to sign and return the exceptions, or alters any statement therein, in either civil or criminal proceedings, and either party is aggrieved, the truth of the exceptions presented may be established before the supreme judicial court sitting as a court of law, upon petition setting forth the grievance, and thereupon, the truth thereof being established, the exceptions shall be heard, and the same proceedings had as if they had been duly signed and brought up to said court with the petition. The supreme judicial court shall make and promulgate rules for settling the truth of

exceptions alleged and not allowed. All motions for new trials, as against law or evidence, shall be filed during the term at which verdict is rendered, but in no case later than thirty days after verdict rendered.'

Approved April 4, 1919.

Chapter 228.

An Act to Provide an Equalization Fund for Secondary Schools.

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

Sec. 1. Equalization fund for secondary schools created; term "secondary schools" defined. There is hereby established a fund to be known as the equalization fund for secondary schools. The term secondary schools shall be interpreted to include all free high schools and academies. The state superintendent of public schools is hereby authorized, after due investigation, to recommend to the governor and council in December of each year the payment of such amounts as he may deem advisable from this fund for the purpose of aiding such high schools or academies as appear to merit special assistance for the purpose of increasing the length of the school year, improving equipment and instruction and for purposes other than for new buildings. Upon such recommendation the governor and council may draw warrants upon the treasurer of state in favor of the legal representatives of the several academies or of the treasurer of the towns included in said recommendation.

Sec. 2. Appropriation. For the purpose of carrying out the provisions of section one of this act there is hereby annually appropriated the sum of forty thousand dollars.

Approved April 4, 1919.

Chapter 229.

An Act to Amend Section Seventy-two of Chapter Eighty-two of the Revised Statutes, as Amended by Chapter Two Hundred and Eighty-three of the Public Laws of Nineteen Hundred and Seventeen, Increasing the Annual Appropriation for the Attorney General's Department.

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

R. S., c. 82, § 72; 1917, c. 283; relating to appropriation for attorney general's department for apprehension of criminals, etc., amended. Section seventy-two of chapter eighty-two of the revised statutes, as amended by chapter two hundred and eighty-three of the public laws of nineteen hundred and seventeen, is hereby amended by striking out the word "seventy-five" in the second line of said section and by inserting in place thereof the words 'twelve thousand five'; so that, as amended, said section shall read as follows: