

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-first Legislature

OF THE

STATE OF MAINE

1923

Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

KENNEBEC JOURNAL PRINT SHOP
AUGUSTA, MAINE
1923

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-First Legislature

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Waldo, seven hundred dollars.

Washington, twelve hundred dollars.

York, twenty-five hundred dollars, and

the fees to which they are entitled by law, except the fee provided in section forty-nine of chapter one hundred and forty-five, shall be taxed and collected and paid over by the registers of probate to the county treasurers for the use of their counties.'

Approved March 14, 1923.

Chapter 46.

An Act to Amend Section Forty-five of Chapter One Hundred and Seventeen of the Revised Statutes, as Amended, Relating to Clerk Hire in the Office of Clerk of Courts in Waldo County.

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

R. S., c. 117, sec. 45; 1917, c. 167; 1919, c. 214; 1921, c. 219; relating to clerk hire in county offices, amended. That paragraph of section forty-five of chapter one hundred and seventeen of the revised statutes, as amended by chapter one hundred and sixty-seven of the public laws of nineteen hundred and seventeen, chapter two hundred and fourteen of the public laws of nineteen hundred and nineteen and chapter two hundred and nineteen of the public laws of nineteen hundred and twenty-one, which relates to clerk hire in Waldo county, is hereby amended by striking out the words "five hundred" in the third line thereof and inserting in place thereof the words 'seven hundred,' so that said paragraph, as amended, shall read as follows:

'Waldo county. Clerk hire in clerk of courts office increased. For clerks in the office of register of deeds, eleven hundred and forty-four dollars; for clerks in the office of register of probate, two hundred dollars; for clerks in the office of clerk of courts, seven hundred dollars.'

Approved March 14, 1923.

Chapter 47.

An Act to Amend Section Seven of Chapter One Hundred and Seventeen of the Revised Statutes, as Amended, Relating to Compensation of Judges Upon Retirement.

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

R. S., c. 117, sec. 7; relating to compensation of judges upon retirement, amended. Section seven of chapter one hundred and seventeen of the revised statutes, as amended by chapter two hundred and twenty-six of the public laws of nineteen hundred and nineteen, and by chapters seven and two hundred and six of the public laws of nineteen hundred and twenty-

one, is hereby further amended, by striking out all of said section, and inserting in place thereof the following:

'Sec. 7. Justices eligible to retirement may be appointed as active retired justices; tenure; duties and authority; compensation fixed; act effective as to justices now in service. Any justice of the supreme judicial court or any superior court who having attained the age of seventy years and having served as such justice for at least seven consecutive years resigns his said office, or ceases to serve at the expiration of any term thereof, shall be eligible for appointment as an active retired justice of such court as hereinafter provided. The governor with the advice and consent of the council may upon being notified of the retirement of any such justice under the provisions of this section appoint such justice to be an active retired justice of the supreme judicial court or of the superior court as the case may be, for a term of seven years from such appointment, unless sooner removed, and such justice so appointed and designated shall thereupon constitute a part of the court from which he has retired and shall have the same jurisdiction and be subject to the same restrictions therein as before retirement except that he shall act only in such cases and matters and hold court only at such terms and times as he may be directed and assigned to by the chief justice of the supreme judicial court, and said chief justice is hereby empowered and authorized to so assign and designate any such active retired justice of the supreme judicial court as to his services and may direct as to which term of the law court he shall attend, and which nisi prius term he shall hold in any county. Any active retired justice of either of the superior courts may be directed by such chief justice to hold any term of the superior court in any county and when so directed shall have authority and jurisdiction therein the same as if he were the regular justice of said court. Said active retired justice so appointed shall receive during the rest of his life a salary equal to three-fourths of that of the regular justice of such court, to be paid in the same manner as the salaries of said justices are paid. The provisions of this paragraph shall apply to present and former justices of said courts. Provided, however, that such justice shall within one year after attaining the age of seventy years, and serving as such justice for at least seven consecutive years, cease to serve as such justice. Any justice of the supreme judicial court or superior court, who having attained the age of seventy years, and having served as such justice for at least seven consecutive years, continues to serve as such justice for more than one year shall waive his right to the compensation hereinbefore mentioned and shall make no claim therefor at the close of his term of service as such justice, whether such term of service is ended by resignation or by the expiration of the term for which he is appointed. This act shall be effective in the case of any justice of either

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of said courts now in service who shall reach the age of seventy-one years before this act becomes effective; provided, however, that he shall continue as a justice of either of said courts until after this act becomes a law. Any justice retired under the provisions of this section who is not appointed to be an active retired justice as herein provided shall receive annually an amount equal to three-fourths of the salary which shall by law be payable annually to the justices of said courts, respectively, during the remainder of the life of such retired justice, to be paid in the same manner as the salaries of the justices of said courts are paid.'

Approved March 14, 1923.

(See Chapter 156, Public Laws, 1923)

Chapter 48.

An Act to Amend Section Eighteen of Chapter Thirty-five of the Revised Statutes as Amended by Chapter Two Hundred and Thirty-five of the Public Laws of Nineteen Hundred and Seventeen Relating to the Entrance of Cattle Into the State.

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

R. S., c. 35, sec. 18; 1917, c. 235; relating to permit required for cattle entering state, amended. Section eighteen of chapter thirty-five of the revised statutes as amended by chapter two hundred and thirty-five of the public laws of nineteen hundred and seventeen is hereby amended by striking out all of the said section after the words "the shipment" in the sixth line thereof, and substituting in place thereof the following: 'Such animals may be tested with tuberculin within sixty days of their arrival within the state whenever such test is deemed necessary by the commissioner of agriculture or his duly authorized agent in charge of the live stock sanitary work, and whenever such animal or animals are so held for a retest they shall be considered as being in quarantine upon the premises of the owner. All persons bringing animals into the state must conform to the regulations of the United States department of agriculture requiring that such animals be tuberculin tested within a reasonable time prior to shipment, such test being administered by an inspector of the United States department of agriculture, or by a veterinary authorized by said United States department of agriculture to test for interstate shipment, and a copy of the tuberculin test chart of such test must also accompany the animal or animals so tested whether brought into the state by steamship, railroad, truck or any other conveyance, or driven on foot. This ruling shall not, however, apply to calves under one year of age from a fully accredited herd, nor to cattle designed for immediate slaughter, but the latter must be slaughtered within ten days after being brought into the state under inspection that shall be acceptable to the commissioner of agri-