

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-first Legislature

OF THE

STATE OF MAINE

1923

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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.

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Eighty-First Legislature

**1923**

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## CHAP. 60

lished and maintained by taxation; and any town shall receive such state aid on any expenditure for a free high school or schools, made from the funds or proceeds of the real estate of an academy or incorporated institution of learning, surrendered or transferred to such town for educational purposes; but if any part of the money so paid by the state, is expended for any other purpose than the support of such free high schools, as provided by this section, then each person so misapplying said money forfeits double the sum so misapplied, to be recovered in an action of debt, in the name and to the use of the town, by any inhabitant thereof; and no town shall receive further support from the state for any free high school, until the amount so received, but misapplied, has been raised and expended for such free high schools by such town.'

Approved March 19, 1923.

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## Chapter 60.

An Act to Amend Sections Ninety-two and Ninety-four of Chapter Eighty-two of the Revised Statutes, Relating to Procedure in Civil Cases in Superior Courts.

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

**Sec. 1.** R. S., c. 82, sec. 92; relating to proceedings in jury trial cases in superior courts, amended. Section ninety-two of chapter eighty-two of the revised statutes is hereby amended by striking out the first thirteen lines thereof and the words "desire, at chambers" in the fourteenth line thereof and by striking out the words "If the defendant does not file his" in the sixteenth line thereof and all of the seventeenth and eighteenth lines thereof, and the words "to file a plea or otherwise lawfully disposes of the action" in the nineteenth line thereof, so that said section, as amended, shall read as follows:

'Sec. 92. Notice for request for jury trial, and requirement to file pleadings within fourteen days, eliminated. When a defendant, legally served, does not appear by himself or attorney within the first three days of the term, he shall be defaulted as in the supreme judicial court. All actions duly answered to shall be in order for trial at the next term after entry, and shall be so tried, except for good cause. Appeals shall be entered by the appellant as in the supreme judicial court, and shall be in order for trial at the first term.'

**Sec. 2.** R. S., c. 82, sec. 94; relating to overruled demurrers in superior courts, repealed. Section ninety-four of chapter eighty-two of the revised statutes is hereby repealed.

**Sec. 3.** Proceedings where demurrers are filed governed by supreme judicial court rules. The proceedings of the superior courts in cases in which

special or general demurrers are filed shall be governed by the statutes and rules applicable to similar proceedings in the supreme judicial court.

Approved March 20, 1923.

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## Chapter 61.

An Act to Amend Section One Hundred and Twenty-nine of Chapter Three Hundred and One of the Public Laws of Nineteen Hundred and Seventeen, Relating to the Care and Treatment of Certain Infectious Diseases.

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

P. L., 1917, c. 301, sec. 129; relating to treatment of persons afflicted with venereal disease who are inmates of charitable and correctional institutions, amended. Section one hundred and twenty-nine of chapter three hundred and one of the public laws of nineteen hundred and seventeen is hereby amended by striking out all of said section following the word "observed" in the twelfth line thereof, so that said section, as amended, shall read as follows:

'Sec. 129. Provision for holding inmates for treatment after expiration of sentence, eliminated. Any inmate of any state, county or municipal charitable or correctional institution, or any dependent child supported or partially supported by public funds, afflicted or suspected of being afflicted with venereal disease, shall forthwith be placed under medical treatment, and, if in the opinion of the attending physician, it is necessary, shall be isolated until danger of contagion is passed. Such case shall be immediately reported to the state board of health in accordance with the latter's rules and regulations, provided that such rules and regulations shall not require information disclosing the identity of any dependent or delinquent child, and the rules and regulations of the state board of health for the examination, testing and treatment of cases of venereal disease shall be faithfully observed.'

Approved March 19, 1923.

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## Chapter 62.

An Act to Promote the Production and Sale of Certified Seed and to Protect the Branding Thereof, and Repealing Chapter One Hundred and Forty-one of the Public Laws of Nineteen Hundred and Seventeen.

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

Sec. 1. Certified seed, defined. The term certified seed as used in this act shall be deemed to mean such vegetable seeds as shall have been grown and prepared for sale in accordance with regulations laid down by the commissioner of agriculture.