

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fourth Legislature

OF THE

STATE OF MAINE

1929

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-fourth Legislature

1929

[supplied from page 1 of volume]

Chapter 204.

An Act Relating to Mothers with Dependent Children.

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

Sec. 1. P. L., 1917, c. 222, sec. 7; relating to final decision in aid to mothers with dependent children. Section seven of chapter two hundred and twenty-two of the public laws of nineteen hundred and seventeen is hereby amended by striking out the words, "the town shall thereupon," in the eighth line, and inserting in place thereof the words, 'the state treasurer shall thereupon, by order of the state auditor,' so that said section, as amended, shall read as follows:

'Sec. 7. State treasurer by order of the state auditor shall pay amount as recommended. The municipal board shall thereupon file with the state board a copy of said application and a written report embodying the results of their investigation and their recommendations thereon, and the state board shall determine all matters in question, and communicate in writing its decision to the municipal board. If the applicant is held entitled to aid, the state board shall determine its character and amount, which may be less than, but shall not exceed, the amount recommended by the municipal board. The state treasurer shall thereupon, by order of the state auditor, pursuant to such decision, pay the same in money or its value to the applicant, or to some person designated by the state board upon the recommendation of the municipal board, who shall expend it for the purposes and in the manner set forth in the decision. The state board may revise its decision whenever it deems it necessary or equitable so to do, but shall not increase the amount of aid previously awarded except with the consent of the municipal board, nor decrease it without giving said board opportunity to be heard.'

Sec. 2. P. L., 1917, c. 222, sec. 11; P. L., 1919, c. 17; relating to reimbursement of towns, further amended. Section eleven of chapter two hundred and twenty-two of the public laws of nineteen hundred and seventeen, as amended by chapter seventeen of the public laws of nineteen hundred and nineteen, is hereby further amended by striking out all of said section and inserting in place thereof the following:

'Sec. 11. State board shall recover one-half amount expended from town in which mother has legal settlement; delinquents; how collected. The state board of mothers' aid shall recover from the town in which the mother so aided has legal settlement, one-half the amount expended, which shall be credited to the regular legislative appropriation for aid to mothers with dependent children. Whenever it appears that a city or town is delinquent in making reimbursements to the state board, the amounts due shall

be collected by the treasurer of state in the same manner and subject to the same penalties as state taxes. Any balance due shall be assessed in the succeeding year in the same manner as other state taxes.'

Approved April 4, 1929.

Chapter 205.

An Act in Relation to the Rights of Creditors and Beneficiaries Under Policies of Life and Accident Insurance and Under Annuity Contracts.

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

Sec. 1. Lawful beneficiary or assignee shall be entitled to insurance against creditors. If a policy of life, endowment or accident insurance, whether heretofore or hereafter issued, is effected by any person on his own life or on another life, in favor of a person other than himself, or, except in cases of transfer with intent to defraud creditors, if a policy of life, endowment or accident insurance is assigned or in any way made payable to any such person, the lawful beneficiary or assignee thereof, other than the insured or the person so effecting such insurance, or his executors or administrators, shall be entitled to its proceeds and avails against the creditors and representatives of the insured and of the person effecting the same, whether or not the right to change the beneficiary is reserved or permitted, and whether or not the policy is made payable to the person whose life is insured if the beneficiary or assignee shall predecease such person; provided, that, subject to the statute of limitations, the amount of any premiums for said insurance paid with intent to defraud creditors, with interest thereon, shall enure to their benefit from the proceeds of the policy; but the company issuing the policy shall be discharged of all liability thereon by payment of its proceeds in accordance with its terms, unless before such payment the company shall have written notice, by or in behalf of a creditor, of a claim to recover for transfer made or premiums paid with intent to defraud creditors, with specifications of the amount claimed.

If an annuity contract, whether heretofore or hereafter issued, is effected by any person, based upon his own life, or on another life, payable to a person other than himself, the lawful beneficiary or assignee thereof, other than the person so effecting such contract, or his executors or administrators, shall be entitled to its proceeds and avails against the creditors and representatives of the person effecting such contract, to the same extent and under the same conditions hereinbefore provided with reference to the proceeds and avails of policies of life and accident insurance.

Sec. 2. R. S., c. 53, sec. 143; relating to policies are exempt from attachment, repealed. Section one hundred and forty-three of chapter