

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

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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

CHAP. 206

fifty-three of the revised statutes of nineteen hundred and sixteen relating to the exemption of life and accident policies is hereby repealed.

Approved April 4, 1929.

Chapter 206.

An Act Relating to the Removal of Snow From Highways and Town Ways.

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

Sec. 1. P. L., 1927, c. 227, sec. 1; relating to state highway commission laying out winter routes to be cleared of snow; amended. Section one of chapter two hundred and twenty-seven of the public laws of nineteen hundred and twenty-seven is hereby amended by adding at the end thereof the following: 'All snow removal petitions are to be received in the office of the state highway commission on or before November first, previous to the season's work,' so that said section as amended shall read as follows:

'**Sec. 1.** Petitions for snow removal to be received before November first, previous to the season's work. The state highway commission, on petition of the municipal officers of two or more towns through which extends a continuous state or state-aid highway, may from year to year lay out winter routes upon such state or state-aid highways as in their judgment seem advisable for the clearance of snow therefrom for the reasonable use of motor vehicles, sleighs and sleds during such season, leaving a blanket of snow not less than three inches in depth. The state highway commission may take similar action upon petition of the municipal officers of any town with respect to any other highways or town ways. All snow removal petitions are to be received in the office of the highway commission on or before November first, previous to the season's work.'

Sec. 2. P. L., 1927, c. 227, sec. 4; relating to towns to be reimbursed to extent of fifty per cent, amended. Section four of said chapter is hereby amended by striking out the whole of said section and inserting in place thereof the following, so that said section as amended shall read as follows:

'**Sec. 4.** Reimbursement on cost not to exceed \$25 per mile; payrolls; snow fences; erect on private property; time of erection; snow guards; award for damages; time limit. Towns which clear said highways and town ways to the satisfaction of said commission shall be reimbursed for the cost thereof to the extent of fifty per cent of said cost, but not exceeding twenty-five dollars per mile of the highways and town ways designated as provided in section one of this act, said cost to include the cost of the rental of snow fence, either state or town owned and the erection, maintenance and removing of same at the end of the season.'