

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

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thereof, he shall give him an order in writing directed to the officer having the same in custody, commanding him to deliver to said claimant the articles in said libel to which he is so entitled, within forty-eight hours after demand. If the magistrate finds the claimant entitled to none of said articles he shall render judgment against him for the libellant for costs, to be taxed as in civil cases before such magistrate, and issue execution thereon, and shall declare said articles forfeited to the county in which seizure was made. The claimant may appeal and shall recognize with sureties as on appeals in civil cases from a magistrate.

Approved April 5, 1929.

Chapter 226.

An Act Relating to the Protection of Children.

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

R. S., c. 64, sec. 55; P. L., 1919, c. 171; relating to private person giving bond in care of children, further amended. Section fifty-five of chapter sixty-four of the revised statutes, as amended by chapter one hundred and seventy-one of the public laws of nineteen hundred and nineteen, is hereby further amended by striking out the whole of said section and inserting in place thereof the following:

'Sec. 55. Court shall take bond running to state; state board shall provide for maintenance and education in institutions; provision for any dependent child; parents not paupers. Whenever the court deems it suitable and conducive to the public welfare that any such child be placed under the control of an individual, the court shall first take a bond from such person running to the state in such sum and with such sureties as the court approves, conditioned that such person shall humanely treat and properly support, clothe and educate the child, and in case of non-performance of the conditions of said bond a suit may be commenced thereon and the sum so recovered shall be paid into the treasury of the state for the joint benefit of the state and town of settlement, if any, of said child in proportion to the amount of expenses incurred by the state and said town because of the failure of said person so to treat, support, clothe and educate said child. The state board shall provide for the maintenance and education in or by duly incorporated children's institutions and child welfare organizations, where such are available, and otherwise direct in family homes, of any children committed to its custody under the provisions of the preceding sections. Bills itemizing the expense of maintenance and education of children committed under the provisions of this chapter, when approved by the state board and audited by the state auditor, shall be paid

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by the treasurer of state, who shall recover from the town of settlement, if any, of any such child, two-thirds of any such payments on account of said child. At the request of the parents or next friend of any dependent child under sixteen years of age who is without parent or grandparent of sufficient ability, or without other relatives able and willing to provide for its care, said request being approved by the municipal board of the city or town where the child is domiciled or by any duly incorporated children's institution or organization, the state board may make similar provision, without intervention of court, for the care of such child. No such child, nor the parents or grandparents of such child who are unable to provide for its care, shall be deemed paupers by reason of any care furnished to the child under the provisions of this act.'

Approved April 5, 1929.

Chapter 227.

An Act Relative to Order of Court Prohibiting Restraint of Wife Pending Libel.

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

R. S., c. 65, sec. 7; relating to court freeing wife from restraint pending libel, amended. Section seven of chapter sixty-five of the revised statutes is hereby amended by striking out all of said section and by substituting in place thereof the following:

'Sec. 7. Court may prohibit husband from imposing restraint. Pending a libel, the court, or any justice thereof in vacation, on petition of the wife, may prohibit the husband from imposing any restraint on her personal liberty; and enforce obedience by appropriate processes.'

Approved April 5, 1929.

Chapter 228.

An Act Relative to Sales of Real Estate by License of Probate Court.

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

Sec. 1. R. S., c. 76, sec. 1; P. L., 1917, c. 193; P. L., 1921, c. 139; P. L., 1923, c. 11; relating to sale, lease or exchange of real estate licensed by judge of probate, further amended. Section one of chapter seventy-six of the revised statutes, as amended by chapter one hundred and ninety-three of the public laws of nineteen hundred and seventeen, as amended by sections one and two of chapter one hundred and thirty-nine of the public laws of nineteen hundred and twenty-one, as amended by chapter eleven of the public laws of nineteen hundred and twenty-three, is hereby further amended by striking out the words "in the counties where the