

# 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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Published by the Secretary of State, in accordance with the Resolves of the Legislature  
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1929

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

As Passed by the Eighty-fourth Legislature

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## CHAP. 320

in action not exceeding in amount or value the sum of three hundred dollars, and may charge, contract for and receive thereon interest at a rate not to exceed three per centum per month. No person shall owe any licensee at any time more than three hundred dollars for principal.'

Approved April 13, 1929.

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## Chapter 320.

An Act Amendatory of, and Additional to Existing Legislation Relating to the State Park, and to the Superintendent of Public Buildings.

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

**Sec. 1. R. S., c. 2, sec. 22; relating to state park, amended.** Section twenty-two of chapter two of the revised statutes is hereby amended by inserting after the word "supervision" in the fourth line thereof the word 'direction'; by changing the word "three" in said line to 'four'; and by inserting after the word "persons" in the fifth line the words 'one of whom shall be the superintendent of public buildings, ex-officio, the other three to be'; also, by adding at the end of said section the following: "The expenditure of all moneys so received, and of all legislative appropriations, or funds from any other source, for the maintenance or improvement of said park, or for the erection or preservation of any monuments or structures of any description thereon, shall be under the direction of said commission, whose income and expenditures shall be audited in the manner now provided by law. If, at any time, in the course of their duties, said commission shall be equally divided, for and against any proposition, and unable to agree, the matter shall be referred to the governor and council, whose decision thereon, after hearing, shall be final. All equipment of the state in charge of the superintendent of public buildings which is adapted for use on said park shall be available, free of charge, to said commission;" so that said section, as amended, shall read as follows:

**'Sec. 22. Expenditure of money under direction of commission; when divided in opinion; equipment of state available.** All that portion of the state lands situate in the city of Augusta and lying between State street on the west and the location of the Maine Central Railroad Company on the east, shall be maintained as a public park under the supervision, direction and control of a commission of four persons, one of whom shall be the superintendent of public buildings, ex-officio, the other three to be appointed by the governor for terms of four years. They shall serve without compensation. One of said commissioners shall be a resident of the city of Augusta, recommended to the governor for appointment by the city council of said city. They may receive moneys by gift or legacy and shall hold the same as trustees for the purposes stated in this section.

The expenditure of all moneys so received, and of all legislative appropriations, or funds from any other source, for the maintenance or improvement of said park, or for the erection or preservation of any monuments or structures of any description thereon, shall be under the direction of said commission, whose income and expenditures shall be audited in the manner now provided by law. If, at any time, in the course of their duties, said commission shall be equally divided, for and against any proposition, and unable to agree, the matter shall be referred to the governor and council, whose decision thereon, after hearing, shall be final. All equipment of the state in charge of the superintendent of public buildings which is adapted for use on said park shall be available, free of charge, to said commission.'

**Sec. 2. R. S., c. 2, sec. 23; relating to superintendent of public buildings, amended.** Section twenty-three of chapter two of the revised statutes is hereby amended by adding after the word "personally," in the sixth line thereof, the words 'or by substitute,' and by adding at the end thereof the following: "The provisions of this section shall not apply to the state park east of the capitol, which is under the exclusive supervision, direction and control of the state park commission, as provided in section twenty-two of this chapter"; so that said section, as amended, shall read as follows:

**'Sec. 23. Visitors to be attended personally or by substitute; state park excluded.** The governor, with the advice and consent of the council, shall appoint a superintendent of public buildings, who shall take charge of the same and all the furniture and other property connected therewith; preserve the same from injury, at all proper times open and ventilate the several apartments, and constantly keep every part thereof properly swept and cleansed, and at all suitable hours personally, or by substitute, attend visitors, free of expense, take care of the public grounds, fences, forest trees, and all other property not before enumerated, pertaining to the public buildings; and under the direction of the governor and council, superintend and cause all necessary repairs to be made upon the public buildings and furniture thereof, upon the fences and walks of the public grounds, set out suitable ornamental and forest trees, and protect the same from injury or decay; and make all purchases of furniture, lights, wood, and everything necessary for the use and convenience of all the apartments of the state house, strict economy being required in all contracts for repairs and purchases; and no contract shall be made upon the credit of himself or the state. He shall give bond to the state in the sum of two thousand dollars, for the preservation of said property and the faithful discharge of his trust. The governor and council may also require him to perform any other duties that the public interest may require, without extra compensation. The provisions of this section shall not apply to the state park

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east of the capitol, which is under the exclusive supervision, direction and control of the state park commission, as provided in section twenty-two of this chapter.'

**Sec. 3. P. L., 1923, c. 117; relating to public buildings in charge of superintendent, amended.** Chapter one hundred and seventeen of the public laws of nineteen hundred and twenty-three is hereby amended by inserting before the word "adjutant" in the fourth line thereof, the words 'John Paul Jones memorial park at Kittery, the,' by striking out the words "the state park" in the fifth line thereof, and by inserting after the word "except" in the sixth line the words 'the state park,' so that said act, as amended, shall read as follows:

**Additional duties.** 'In addition to the duties now imposed upon the superintendent of public buildings by section twenty-three of chapter two of the revised statutes, he shall take charge of the John Paul Jones memorial park at Kittery, the adjutant general's office buildings, the Blaine mansion and its grounds, the Blaine memorial, and all other property of the state within the limits of the city of Augusta, except the state park, the Augusta state hospital, the garage connected with the highway department and the property of the military department. The governor and council shall have authority to fix his compensation for the additional duties herewith imposed.'

**Sec. 4. Commission may establish rules and regulations.** Said commission may, from time to time, establish such rules and regulations as they deem necessary for the protection and preservation of said park, and of the monuments or structures erected thereon. Before promulgating the same, they shall be submitted to the governor and council for approval, and if so approved shall then be submitted to the attorney general, and if he shall certify that in his opinion they are in conformity with law, they shall thereupon, together with sections five and six of this act, be published once a week for two successive weeks in the state paper, and posted in at least four places on said park, whereupon they shall take effect. A certificate of such publication and posting shall be executed by one of the members of said commission, and filed with the secretary of state, who shall record the same.

**Sec. 5. Penalty for violations.** Whoever violates any of the rules and regulations of said commission, promulgated in conformity with the provisions of section four of this act, shall be fined not exceeding one hundred dollars and costs, or imprisoned not exceeding sixty days, or both.

**Sec. 6. Penalty for destroying notices posted.** Whoever wilfully mutilates, defaces or destroys any notice, rule or regulation of said commission,

posted in conformity with the provisions of section four of this act, shall be fined not exceeding fifty dollars, or imprisoned not exceeding thirty days, or both.

**Sec. 7. Municipal court given jurisdiction.** The municipal court of the city of Augusta shall have, upon complaint, original and concurrent jurisdiction with all higher courts within the county of Kennebec in all prosecutions arising under this act.

**Sec. 8. Inconsistent acts repealed.** All acts or parts of acts inconsistent with this act are hereby repealed.

Approved April 13, 1929.

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## Chapter 321.

An Act with Reference to the Personnel of the State Budget Committee.

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

P. L., 1919, c. 102, sec. 1; relating to creation of budget committee, amended. Section one of chapter one hundred and two of the public laws of nineteen hundred and nineteen is hereby amended by striking out said section and inserting in place thereof the following:

**“Sec. 1. “Committee on Budget;” personnel; selection; vacancies filled; compensation; expenditures.** The governor, state auditor, state treasurer, one member of the senate and one member of the house of representatives, together with the governor-elect, if he is a different individual from the governor, are hereby constituted a committee to be known as the “Committee on Budget.” The member from the senate shall be selected by the president of the senate and the member from the house shall be selected by the speaker of the house. In each case the selection shall be, if practicable, the senior ranking member of the senate and house respectively of the committee on appropriations and financial affairs, if such member is to serve as a member of the next succeeding legislature; otherwise shall be some other member of such committee who is to serve as a member of the next succeeding legislature; otherwise shall be some other member of the senate and house respectively who is to serve as a member of the next succeeding legislature. Any vacancy in the legislative members of the budget committee shall be filled by the original appointing power, unless there shall be a vacancy in the office of the president of the senate or speaker of the house respectively, in which case the vacancy in the budget committee shall be filled by the governor by appointment from the membership of the legislature. The governor shall be the chairman of the committee and the auditor its secretary. The secretary shall keep the min-