

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fifth Legislature

OF THE

STATE OF MAINE

1931

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-fifth Legislature

1931

[supplied from page 1 of volume]

Chapter 194.

AN ACT Relating to Disclosure Proceedings.

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

R. S., c. 124, sec. 23; relating to subpoena to issue to debtor to appear and disclose; errors in application or subpoena may be amended, amended. Section twenty-three of chapter one hundred twenty-four of the revised statutes is hereby amended, by striking out the words "the petitioner or his attorney" in the fourth and fifth lines thereof, and by further striking out the words "petitioner or his attorney" in the sixth line of said section, so that said section as amended, shall read as follows:

'Sec. 23. To appear before magistrate within said county in the town in which the debtor resides. Such magistrate shall thereupon issue under his hand and seal a subpoena to the debtor commanding him to appear before any such disinterested magistrate within said county in the town in which the debtor resides, and in case there is no such magistrate in the town where the debtor resides then in the shire town of said county, at a time and place therein named to make full and true disclosure, on oath, of all his business and property affairs. And a judge of any municipal court may hold disclosure court upon a subpoena returnable as aforesaid in any town in which the regular terms of the court of which he is judge are held. The application shall be annexed to the subpoena. Any town in which the regular sessions of the superior court are held, shall be considered a shire town for the purpose of this section. No application or subpoena shall be deemed incorrect for want of form only, or for circumstantial errors or mistakes, when the person and the case can be rightly understood. Such errors and mistakes may be amended on application of either party.'

Approved April 2, 1931.

Chapter 195.

AN ACT Relating to Transportation of Paroled Prisoners.

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

R. S., c. 147, sec. 40; relating to transportation of paroled prisoners, amended. Section forty of chapter one hundred forty-seven of the revised statutes is hereby amended by striking out the whole of said section and inserting in place thereof the following section:

'Sec. 40. State to furnish clothing and transportation to paroled pris-

CHAP. 196

oners. Whenever any prisoner is released upon parole he may receive from the state, clothing not exceeding twenty dollars in cost, and transportation to the place where he was convicted, or to his home, if within the state; and may receive cash not exceeding ten dollars.'

Approved April 2, 1931.

Chapter 196.

AN ACT Regulating the Taking and Sale of Clams in the Town of Scarborough.

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

Sec. 1. Regulation of taking of clams in Scarborough; license. No person shall, in the town of Scarborough, in the county of Cumberland, dig or take clams for sale unless license has been granted to him by the municipal officers of said town, who are hereby authorized to grant and issue such license and fix the fee therefor. No license shall be granted or issued except to an inhabitant of said town. Nothing herein shall prohibit any inhabitant or a riparian owner of shores or flats therein from digging and taking clams for food for himself and family without license. The term "inhabitant" shall mean a person who has resided in the said town at least three consecutive months.

Sec. 2. Dealers in clams to be licensed. No person shall be a dealer in clams in said town unless license has been granted to him by the municipal officers of said town, who are hereby authorized to issue such license and fix the fee therefor. The term "dealer" herein used shall mean any person, firm, or corporation buying or selling clams not dug or taken by himself.

Sec. 3. Revocation of or refusal to issue licenses. The municipal officers of said town may revoke any license issued hereunder by them, upon evidence satisfactory to them that the person taking or selling clams has violated any of the laws of the state of Maine regulating the taking and sale of clams. In event the municipal officers refuse to issue the licenses provided for herein or in event license has been revoked by the municipal officers of said town, the person aggrieved may apply to any justice of the superior court, who may order the issuance or restoration thereof, provided said justice finds the municipal officers acted fraudulently or corruptly or erred in their conclusion of facts.

Sec. 4. Penalty. Whoever takes, to sell, clams within said town without having obtained the license provided for herein or after such license