

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth Legislature

OF THE

STATE OF MAINE

From April 4, 1931, to March 31, 1933

AND MISCELLANEOUS STATE PAPERS

Published by the Secretary of State in conjunction with the Revisor of Statutes in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, March 16, 1842, and an Act approved April 2, 1931.

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-sixth Legislature

1933

[supplied from page 1 of volume]

Chapter 59.

AN ACT Relating to the Admissibility of Accounts in Evidence in Civil Proceedings.

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

Accounts not inadmissible because hearsay or self-serving; court in its discretion may require evidence. An entry in an account kept in a book or by a card system or by any other system of keeping accounts shall not be inadmissible in any civil proceeding as evidence of the facts therein stated because it is transcribed or because it is hearsay or self-serving, if the court finds that the entry was made in good faith in the regular course of business and before the beginning of the civil proceeding aforesaid. The court in its discretion, before admitting such entry in evidence, may, to such extent as it deems practicable or desirable but to no greater extent than the law required before the passage of this act, require the party offering the same to produce and offer in evidence the original entry, writing, document, or account, from which the entry offered or the facts therein stated were transcribed or taken, and to call as his witness any person who made the entry offered or the original or any other entry, writing, document or account from which the entry offered or the facts therein stated were transcribed or taken, or who has personal knowledge of the facts stated in the entry offered.

Approved March 10, 1933.

Chapter 60.

AN ACT Decreasing the Subsidy Contributed by the State Relative to Education.

Emergency Preamble. Whereas, the income of the state from tax receipts is decreasing and during the fiscal years 1933 and 1934, and 1935, will be much less than during the fiscal years 1931 and 1932 and 1933, and

Whereas, certain public acts now in effect provide for the expenditure of large amounts of state tax moneys in the payment of state subsidies for certain educational requirements; and

Whereas, it is necessary in order that the financial condition of the state may be safeguarded during the present economic depression, and the state budget balanced without increasing the tax burden on the citizens of the state, that such subsidies should be curtailed temporarily, and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution

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of Maine, and require the following legislation as immediately necessary for the preservation of the public peace, health and safety,

Therefore

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

Sec. 1. Subsidy to "union superintendents" reduced. The state subsidy relative to "union superintendents" as provided in sections 65 and 66 of chapter 19 of the revised statutes is hereby reduced 10% for each year of the biennium 1933 and 1934, and 1934 and 1935.

Sec. 2. Subsidy to "physical education" reduced. The state subsidy relative to "physical education" as provided in section 183 of chapter 19 of the revised statutes is hereby reduced 10% for the years 1933 and 1934, and 20% for the years 1934 and 1935.

Sec. 3. Subsidy to "industrial education" reduced. The state subsidy relative to "industrial education" as provided in chapter 206 of the public laws of 1931, is hereby reduced 10% for the years 1933 and 1934, and 20% for the years 1934 and 1935.

Emergency Clause. In view of the emergency cited in the preamble hereof, this act shall take effect when approved.

Approved March 11, 1933.

Chapter 61.

AN ACT Relative to the Taking of Eels, Suckers, Horn Pouts, Yellow Perch, and Alewives; Permits for Same.

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

R. S., c. 38, § 30, amended. Section 30 of chapter 38 of the revised statutes, is hereby repealed and the following enacted in place thereof:

'Sec. 30. Regulation of taking of suckers, eels, horn pouts, alewives and yellow perch. The commissioner of inland fisheries and game may grant permits to take suckers, eels, horn pouts, alewives and yellow perch for market, by means of eel pots, traps, spears, or nets, in inland waters frequented by these fish, under such terms, rules and regulations as he may establish, but no exclusive territory permits shall be granted for the taking of any of said fish in any inland waters. Provided, further, that said commissioner may grant permits to take alewives in the inland waters of the state under such rules and regulations as he may establish. It shall be unlawful for any person, firm, or corporation to take any of the above mentioned fish for market until he has obtained a permit so to do from the said commissioner.'

Approved March 11, 1933.