

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth and Eighty-seventh
Legislatures

OF THE

STATE OF MAINE

From April 1, 1933, to April 6, 1935

AND MISCELLANEOUS STATE PAPERS

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-Seventh Legislature

1935

[supplied from page 201 of volume]

Chapter 52.

AN ACT Providing for the Establishment of a Judicial Council.

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

R. S., c. 96, additional. Chapter 96 of the revised statutes is hereby amended by inserting after section 175, under the heading 'Judicial Council' the following 3 new sections:

'**Sec. 176. Judicial council established.** There shall be a judicial council for the continuous study of the organization, rules and methods of procedure and practice of the judicial system of the state, the work accomplished, and the results produced by that system and its various parts. Said council shall be composed of the chief justice of the supreme judicial court and 1 other justice thereof to be appointed from time to time by the governor; 2 justices of the superior court; 2 judges of the municipal courts of the state; 1 judge of a probate court in this state; 2 members of the bar and 3 laymen, all to be appointed by the governor with the advice and consent of the executive council. The appointments by the governor shall be for such periods, not exceeding 4 years, as he shall determine.'

'**Sec. 177. Reports.** The judicial council shall report annually on or before the 1st day of December to the governor upon the work of the various branches of the judicial system. Said council may also from time to time submit for the consideration of the justices of the various courts, such suggestions in regard to rules of practice and procedure as it may deem advisable.'

'**Sec. 178. Expenses.** No member of said council, shall receive any compensation for his services; but said council and the several members thereof shall be allowed from the state treasury out of any appropriation made for the purpose such expenses for clerical and other services, travel and incidentals as the governor and council shall approve. The chief justice shall be ex officio chairman of said council, and said council may appoint 1 of its members or some other suitable person to act as secretary for said council.'

Approved March 15, 1935.

Chapter 53.

AN ACT Relating to Exemptions of Estates from Taxation.

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

R. S., c. 13, § 6, amended. Paragraph IX of section 6 of chapter 13 of the revised statutes is hereby amended to read as follows:

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'IX. The polls and the estates of persons who by reason of age, infirmity or poverty, are in the judgment of the assessors unable to contribute toward the public charges; the polls of all soldiers and sailors who served in the army or navy of the United States in the war of 1861-1865, and were honorably discharged from such service; the polls of all soldiers, sailors and marines who receive state pension; **the polls of all soldiers, sailors and marines who served in the Indian wars**; the polls of all soldiers, sailors and marines who served in the war with Spain; the polls of all disabled veterans of the world war, namely, soldiers, sailors and marines who are receiving compensation or vocational training from the United States government on account of disabilities incurred in or aggravated by service in the world war; and the ~~estates~~ **homes and personal property up to the value of \$5,000 of all soldiers, sailors and marines, or the widows of soldiers, sailors or marines who served in the war of 1861-1865, the Indian wars, the war with Spain or the world war, and were honorably discharged, who shall have reached the age of 62 years, or are receiving a pension or compensation from the pension bureau or United States Veterans' Bureau for total disability, and of all persons determined to be blind within the definition provided by sections 10 to 19 inclusive of chapter 158 by the examiner of the blind provided by said sections; and in case any person entitled to such exemption has property taxable in more than one city or town of the state, such proportion of such total exemption shall be made in each city or town, as the value of the property taxable in such city or town bears to the value of the whole of the property of such person taxable in the state; provided, however, that no exemption shall be allowed hereunder in favor of any person who is not a legal resident of the state of Maine; and provided further, that any soldier, sailor or marine, or blind person, or widow of such soldier, sailor or marine, or blind person, who desires to pay said tax may, on or before the 1st day of April in each year, notify in writing the assessors of the city, town or plantation in which he or she resides of his or her desire to pay said tax, whereupon the said assessors shall assess said tax against said soldier, sailor or marine, or blind person, or widow of said soldier, sailor or marine, or blind person, and said soldier, sailor or marine, or blind person, or widow of said soldier, sailor or marine, or blind person shall be legally holden to pay said tax; and provided further, that no property conveyed to such soldier, sailor or marine, or blind person, or widow of said soldier, sailor or marine, or blind person, for the purpose of obtaining exemption from taxation under this section shall be so exempt, and any attempt to obtain such exemption by means of fraudulent conveyance shall be punished by a fine of not less than \$100.'**

Approved March 16, 1935.