

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-eighth and Eighty-ninth  
Legislatures

OF THE

STATE OF MAINE

From April 24, 1937 to April 21, 1939

AND

MISCELLANEOUS STATE PAPERS

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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,  
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KENNEBEC JOURNAL  
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1939

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-ninth Legislature

1939

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## Chapter 24

### AN ACT Relating to Trustees and Their Confirmation and Accounting in Probate Courts.

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

**Trustees; confirmation and accounting provided for.** Any person, resident of the state, having property in this state in his hands as trustee, may on petition to the judge of probate in the county where he resides, have his appointment confirmed upon his filing bond to the satisfaction and approval of said judge for the fulfilment of said trust, unless the same be waived in the instrument creating said trust, and shall file inventory, and thereafterwards, at least once in 3 years account to the said judge or his successor in office, after such public notice as said judge may order thereon.

Approved March 2, 1939.

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## Chapter 25

### AN ACT Relating to the Printing of Ballots.

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

**R. S., c. 8, § 2, amended.** The last sentence in section 2 of chapter 8 of the revised statutes is hereby amended to read as follows:

'Except as otherwise herein provided, ballots for use in elections of senators and representatives to the Congress of the United States, state and county officers, and senators and representatives to the state legislature shall be printed upon clean white paper and ballots to be used in elections as to constitutional and referendum questions submitted to the vote of the people shall be printed upon tinted paper, the color or tint of which to be determined by the secretary of state, without any distinguishing mark or figure thereon.'

Approved March 2, 1939.

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## Chapter 26

### AN ACT Relating to Responsibility for Injuries by Drunken Persons.

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

**R. S., c. 137, § 19, amended.** Section 19 of chapter 137 of the revised statutes is hereby amended to read as follows:

## CHAP. 27

'Sec. 19. Responsibility for injuries by drunken persons. Every wife, child, parent, guardian, husband, or other person who is injured in person, property, means of support, or otherwise, by any intoxicated person, or by reason of the intoxication of any person, has a right of action in his own name against any one who by selling or giving any intoxicating liquors, or otherwise, in violation of law, has caused or contributed to the intoxication of such person; and in such action the plaintiff may recover both actual and exemplary damages. The owner, lessee, or person renting or leasing any building or premises, having knowledge that intoxicating liquors are sold therein contrary to law, is liable, severally or jointly with the person selling or giving intoxicating liquors as aforesaid. And in actions by a wife, husband, parent, or child, general reputation of such relationship is prima facie evidence thereof, and the amount recovered by a wife or child shall be her or his sole and separate property.'

Approved March 2, 1939.

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## Chapter 27

### AN ACT Relative to Approval of Bonds of Sheriffs.

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

R. S., c. 94, § 2, amended. Section 2, of chapter 94 of the revised statutes, is hereby amended to read as follows:

'Sec. 2. Approval of bond; filed with state auditor. Every sheriff, having executed such bond, shall file it in the office of the clerk of the county commissioners of his county, to be presented to them at their next meeting for approval, and after the bond has been so approved, the clerk shall record it and certify the fact thereon, and retaining a copy thereof, deliver the original to the sheriff, who shall deliver it to the ~~treasurer of~~ state state auditor, within 20 days after its approval, to be filed in his office.'

Approved March 2, 1939.