

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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

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 Acts approved
August 6, 1930 and April 2, 1931.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1939

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-ninth Legislature

1939

CHAP. 261

per capita; provided, when a slight increase in attendance would cause an institution to receive a reduced amount, the commissioner of education shall have authority to make an adjustment. In addition to the sums required for distribution on the above provision, the commissioner of education shall issue such amounts and to such institutions as may be directed by the legislature, but in no case shall the amounts distributed to the academies of the state, automatically or by resolve, exceed the amount provided herein, and there shall be appropriated annually \$85,000 to be deducted from the state school fund. It shall be the duty of the commissioner of education to furnish to the education committee of the legislature biennially, and at such times as it may require, a statement of the sums necessary for distribution under the provisions of this subdivision so that the legislature may know the amount available as an adjustment fund within the sum provided. Provided, the restrictions of sections 107, 108, 109 and 110 shall not apply to the distribution of the per capita allowances or the adjustment fund; provided, further, that only those academies that received state aid under the provisions of chapter 247 of the resolves of 1927 shall be eligible to share in the per capita allowance. Institutions having incomes of over \$2500 from invested funds shall not receive per capita allowance but may share in the adjustment fund.'

Sec. 2. Limitation. This act shall remain in force and effect for a period of 2 years only.

Approved April 19, 1939.

Chapter 261

AN ACT Relating to the Payment of Alimony.

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

Sec. 1. P. L., 1937, c. 155, repealed. Chapter 155 of the public laws of 1937 is hereby repealed.

Sec. 2. R. S., c. 73, § 6, amended. Section 6 of chapter 73 of the revised statutes is hereby amended to read as follows:

'**Sec. 6. Pending libel, wife's expenses to be paid by husband.** Pending a libel, the court or any justice thereof in vacation, may order the husband to pay to the clerk, for the wife, sufficient money for her defense or prosecution thereof, and to make reasonable provision for her separate support; enter such decree for the care and custody and support of the minor children as the court deems proper; and in all cases enforce obedience by appropriate processes on which costs shall be taxed as in other actions.'

Sec. 3. R. S., c. 73, § 14, amended. Section 14 of chapter 73 of the revised statutes is hereby amended by adding at the end thereof the following:

'on which costs shall be taxed as in other actions. In all proceedings under this chapter where the husband is committed to jail on any execution issued upon decree for alimony, or for payment of money instead thereof, or for the support of the minor children of the parties, the county having jurisdiction of the proceedings shall bear the expense of his support in jail.'

Approved April 19, 1939.

Chapter 262

AN ACT Relating to Selling or Giving Liquor to Indians.

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

P. L., 1933, c. 1, § 294, repealed. Section 294 of chapter 1 of the public laws of 1933 is hereby repealed.

Approved April 20, 1939.

Chapter 263

AN ACT Relating to Giving False Alarm of Fire.

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

R. S., c. 139, § 29, amended. Section 29 of chapter 139 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 29. False alarm of fire; penalty. Whoever knowingly and wilfully gives or causes to be given a false alarm of fire in any city, town or village corporation maintaining an organized fire department, shall upon conviction thereof be punished by a fine of not more than \$50, or by imprisonment for not more than 2 months or by both such fine and imprisonment. Judges of municipal courts and trial justices shall have jurisdiction of all prosecutions under this section.'

Approved April 20, 1939.