

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

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

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-ninth Legislature

1939

Chapter 77

AN ACT Relating to Requirements for Old Age Assistance.

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

Sec. 1. P. & S. L., 1937, c. 105, Title II, additional. Title II of chapter 105 of the private and special laws of 1937 is hereby amended by adding thereto a new section to be numbered 11-A, and to read as follows:

'**Sec. 11-A. Report to department of increase in income.** Every recipient of old age assistance shall forthwith notify the department upon the receipt and possession of any property or income in excess of the amount allowed by this chapter. Whoever violates any provision of this section shall be punished by the penalty provided for in section 14 of Title II hereof.'

Sec. 2. P. & S. L., 1937, c. 105, Title II, additional. Title II of chapter 105 of the private and special laws of 1937 is hereby amended by adding thereto a new section to be numbered 12-A, and to read as follows:

'**Sec. 12-A. Payment illegally received may be recovered.** The department may recover from any child, children or spouse of any beneficiary under this act who is able to support the said beneficiary, but who fails to provide such support, in an action on the case for the amount expended by the department for the said support. This action shall be prosecuted by the attorney general in the name of the state, and the amount recovered shall be credited to the old age assistance fund.'

Approved April 6, 1939.

Chapter 78

AN ACT to Provide for the Surrender by Town of Topsfield of Its Organization.

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

Sec. 1. Organization of town of Topsfield may be surrendered. The organization of the town of Topsfield in Washington county as heretofore adopted is hereby surrendered; provided, however, that the corporate existence, powers, duties and liabilities of said town shall survive for the purpose of prosecuting and defending suits and causes of suits to which said town is, or may be, a party and all needful processes growing out of the same, including provisions for the payment of all or any judgments

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which may be or have been rendered against such town or outstanding debts which exist in favor of any creditor.

The inhabitants of the town shall organize themselves into a plantation under the general law, and shall be subject to, and required to pay state and county taxes. The duly elected plantation officers shall have authority to levy and collect taxes for the purposes of carrying out the provisions of this section.

Sec. 2. School fund and unexpended funds. The school fund deposited to the credit of said town and all funds unexpended for school purposes at the time when this act becomes effective, out of amounts raised by said town for school purposes, or out of amounts paid by the state for school purposes, shall be paid by the treasurer of said town or such other person in whose custody such funds may be, to the treasurer of state. Such amounts, so received, shall be added to the unorganized township fund as provided in section 23 of chapter 11 of the revised statutes.

Sec. 3. Referendum. This act shall take effect 90 days after the adjournment of this legislature only for the purpose of permitting its acceptance or rejection by the legal voters of the town of Topsfield at any special town meeting legally called and held before November 1, 1939, an appropriate article being inserted in the call for such meeting.

If a majority of the qualified voters of the town, present and voting, vote in favor of the acceptance of this act, it shall become operative on March 31, 1940. The town clerk shall forthwith file with the secretary of state a certificate of the action of the town thereon.

Approved April 8, 1939.

Chapter 79

AN ACT Changing Ward Boundaries in the City of Saco.

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

Sec. 1. Change of ward boundaries. The boundaries of wards numbered 1, 5 and 6 of the city of Saco, as determined under section 13 of the charter of the city of Saco are hereby changed as follows in order that the voters of said wards may have suitable polling places, namely, hereby adding the northeasterly half of the Moody school building, so-called, to ward 6 and the southwesterly half of said Moody school building to ward 5 and hereby removing said school building from ward 1.

Ward numbered 1 commences on North street at a point where a line drawn through the middle of Spring street, and extending to the middle