

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Eighty-ninth and Ninetieth
Legislatures

OF THE
STATE OF MAINE

From April 21, 1939 to April 26, 1941
AND MISCELLANEOUS STATE PAPERS

Published by the Revisor of Statutes in accordance
with the Resolves of the Legislature approved June
28, 1820, March 18, 1840, March 16, 1842, and Acts
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninetieth Legislature

1941

state under the authority and supervision of a duly elected board of education or superintending school committee.

(3) "Year" as used in sections 228 to 248, inclusive, referring to the term of school service of a teacher shall mean the same as "school year" defined in the general laws of the state at the time when the school service in question was rendered, provided, however, that the retirement board may in special cases determine what school service shall constitute the equivalent of a specified period of service under sections 228 to 248.

(4) "Interest" unless herein otherwise provided, shall mean compound interest at 4% or at such rate as may be determined by the retirement board.

(5) Wherever the word "he" appears it shall be taken to apply to females as well as males.'

Approved April 12, 1941

Chapter 230

AN ACT Relating to Veterinary Surgeons.

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

Sec. 1. R. S., c. 21, § 83, amended. Section 83 of chapter 21 of the revised statutes is hereby amended to read as follows:

'Sec. 83. Board of veterinary examiners; appointment; vacancies; removals. The governor with the advice and consent of the council, shall appoint a board of veterinary examiners, consisting of 3 members who shall be veterinary surgeons, and residents in the state, and who shall be graduates of a legally chartered veterinary college or university having authority to confer degrees in veterinary surgery, and who shall have been actively engaged in the practice of their profession for a period of at least 5 years. One member shall be appointed annually, as the terms of the present members expire, and hold office for 3 years. Any vacancy in said board shall be filled by the appointment within 30 days after such vacancy occurs, of a person qualified as aforesaid, to hold office during the unexpired term of the member whose place he fills. Any member of said board may be removed from office for cause, by the governor, with the advice and consent of the council.'

Sec. 2. R. S., c. 21, § 86, amended. Section 86 of chapter 21 of the revised statutes is hereby amended to read as follows:

'Sec. 86. Meetings of board; examination of applicants. The board

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shall meet as a board of examiners in the city of Augusta, on the 2nd Monday ~~in~~ of January and July of each and every year, when there are applicants for examination, and at such other times and places as they may find necessary for the performance of their duties. All persons not previously registered who commence the practice of veterinary surgery, medicine, or any branch thereof, within the state, shall pass an examination to the satisfaction of the board. Applicants for examination shall file with the secretary of the board their written request for such examination, and shall be graduates of colleges, approved by the American Veterinary Medical Association, granting degrees in Veterinary Medicine, and shall pay to the treasurer of said board a fee of ~~five dollars~~ \$10 before taking such examination.'

Sec. 3. R. S., c. 21, § 89, amended. Section 89 of chapter 21 of the revised statutes is hereby amended to read as follows:

'Sec. 89. Penalty. Any person who shall practice veterinary surgery, medicine, or dentistry, or any branch thereof, in the state without complying with the provisions of the 6 preceding sections shall be deemed guilty of a misdemeanor, and shall be punished by a fine of not more than \$100, or by imprisonment for not more than 30 days. The license of a practitioner of veterinary medicine may be revoked or his registration annulled, or both for any of the following causes, gross ignorance or inefficiency in the connection with the practice of veterinary medicine, fraud or deceit in procuring admission to such practice, fraud or deceit in practice of veterinary medicine, wilful violation of any of the provisions of the Maine Veterinary Practice Act, gross malpractice, and conviction of a felony or any crime or being addicted to the use of drugs.

Proceedings for the revocation of a license or the annulment of registration, by filing written verified charges against the accused, such charges may be preferred by any person or corporation or the board of examiners may direct one of its members to prefer such charges. Original charges shall be filed with the clerk of the superior court of the county in which the accused last resided.

The time and place for the hearings of said charges shall be fixed by the judge of the superior court before whom said hearings will be held. It shall be the duty of the prosecuting attorney, of the said county to present the evidence before the court on said case.

A copy of the charges together with a notice of the time and place when they will be heard shall be served upon the accused or his counsel at least 10 days before the date actually set for the said hearing.

If the judge shall find that the charges or any of them are sustained, he shall cause the license of the accused to be revoked.

Any person who shall practice veterinary medicine after his registration has been marked annulled or his license revoked shall be deemed to have practiced veterinary medicine without registration.

After the expiration of one year from the date of revocation of license or annulment of registration, the board may entertain a new application for a new license and may exempt the applicant from the necessity of taking any examination.'

Approved April 11, 1941

Chapter 231

AN ACT Relating to Expense of Pauper Support.

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

R. S., c. 33, § 39, amended. Section 39 of chapter 33 of the revised statutes, as amended by chapter 161 of the public laws of 1939, is hereby further amended to read as follows:

'Sec. 39. Towns may recover of paupers. A town which has incurred expense for the support of a pauper, or his wife, whether he has a settlement in that town or not, may recover ~~it of him, his~~ the full amount expended for the support of either or both, from either the pauper or his wife, their executors or administrators, in an action of assumpsit. If such pauper has no settlement within the state and the town is reimbursed by the state for the expense incurred for the support of such pauper, the state may recover it in the manner hereinbefore provided.'

Approved April 12, 1941

Chapter 232

AN ACT Relating to State Aid for Academies.

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

R. S., c. 19, § 105, ¶ II, amended. Paragraph II of section 105 of chapter 19 of the revised statutes, as amended by chapters 92 and 211 of the public laws of 1931, and by chapter 168 of the public laws of 1933, is hereby further amended to read as follows:

'II. For the purpose of placing the academies and institutions of the state which provide instruction beyond the secondary schools but less than