

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Ninetieth and Ninety-first
Legislatures
OF THE
STATE OF MAINE
From April 26, 1941 to April 9, 1943
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
approved August 6, 1930 and April 2, 1931.

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1943

Private and Special Laws
OF THE
STATE OF MAINE

As Passed by the Ninetieth Legislature

AT THE
SPECIAL SESSION, JANUARY 12-24, 1942

1942

Supplementary to Private and Special Acts of 1941

with all the applicable provisions of chapter 62 of the revised statutes of Maine of 1930 and all acts amendatory thereof or additional thereto.

Sec. 21. Costs and expenses of purchasing directed by court. All costs and expenses incident to the purchase of the property of the Kittery Water District arising under the provisions of this act shall be paid and borne as directed by the court in the final decree provided by section 13.

Sec. 22. Effective date for purposes of local referendum. So much of this act as is necessary to authorize its acceptance or rejection by the legal voters of the district as provided in section 18 shall take effect 90 days after the final adjournment of this legislature for all purposes and for the performance of all acts including the calling and holding of the special election authorized in section 18 necessary or permissible hereunder; until the act be accepted in accordance with section 18, whereupon the act takes complete effect.

Effective April 3, 1942

Chapter 102

AN ACT Amending the Law Relating to the Maine Nautical School to Provide for War Emergency.

Emergency preamble. Whereas, a state of war exists between the United States and Germany, Italy, Japan and other foreign countries; and

Whereas, in the judgment of the legislature this fact creates an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and requires the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. Maine Maritime Academy. Section 1 of chapter 37 of the private and special laws of 1941 is hereby amended to read as follows:

Sec. 1. Maine Maritime Academy. There is hereby created "~~Maine Nautical Training School~~", "**Maine Maritime Academy**", which shall be a body corporate and politic, having the same rights, privileges and powers as have corporations organized under the general law, with the right to adopt a common seal and to establish by-laws and regulations for the management of its affairs not repugnant to its charter and the laws of the state of Maine, and with the principal location of its school in the state of Maine.

CHAP. 102

The affairs of the school shall be controlled by a board of 9 trustees, all residents of the state of Maine, who, together with their successors, shall be appointed by the governor of the state of Maine, with the advice and consent of his council. In the first instance, 3 trustees shall be appointed for terms of 1 year, 3 for terms of 2 years and 3 for terms of 3 years. Thereafter 3 shall be appointed annually to serve for terms of 3 years, or until their successors are duly appointed and qualified. Any vacancy in the board shall be filled by appointment by the governor for the remainder of the unexpired term, but the majority of the board shall carry on business during the existence of any vacancy on the board.'

Sec. 2. P. & S. L., 1941, c. 37, § 2, amended. Section 2 of chapter 37 of the private and special laws of 1941 is hereby amended by adding at the end thereof the following:

'The trustees shall appoint a board of visitors composed of not less than 8 nor more than 12 members. So far as practicable the trustees shall appoint: 1 person from the shipping industry; 1 person actively engaged in the shipbuilding or ship-repairing industry; 1 merchant marine master mariner possessing an active license; 1 merchant marine chief engineer possessing an active license; 1 person from the alumni of the academy; 1 officer of the United States navy, active or retired, designated by the Commandant of the First Naval District; 1 person from the state department of education or other state department, bureau or agency; and 1 representative of the Maritime Commission designated by the Commission. Members of the board of trustees qualifying under any of the above categories may have the dual capacity of trustee and member of the board of visitors. The board of visitors shall act in an advisory capacity only and shall meet at least once a year.'

Sec. 3. P. & S. L., 1941, c. 37, § 3, amended. Section 3 of chapter 37 of the private and special laws of 1941 is hereby amended to read as follows:

'Sec. 3. Collection and disposition of income. The trustees shall have the power to receive and fix tuition fees, and other charges, including charges for board and lodging of the students while attending the school or any of its activities. The trustees may receive in behalf of the school grants from any federal government agency and/or from any of the several states and/or from any other source. They shall invest such monies as in the opinion of the majority of said trustees shall be for the best interest of said school, unless any such money is given for any particular purpose. ~~The said trustees shall render an account annually to the state controller of all money received and spent during the current year by the trustees, a summary of which report shall be included in the reports published by the state of Maine.~~

Sec. 4. P. & S. L., 1941, c. 37, § 4, amended. Section 4 of chapter 37 of the private and special laws of 1941 is hereby amended to read as follows:

'Sec. 4. State aid. In addition to the income provided by the provisions of section 3, there is hereby appropriated the sum of ~~\$30,000~~ \$100,000 biennially from which the treasurer of state or his successor shall, upon request of the trustees, make advances for the operation of the school not to exceed ~~\$15,000~~ \$50,000 per annum to the treasurer of the school, who shall give bond in an amount to be set by the governor and council, but not less than \$15,000, with sureties approved by the governor and council, for its proper disbursement. ~~Said advance shall be accounted for by properly approved vouchers within 60 days after the close of the fiscal year.~~

Sec. 5. P. & S. L., 1941, c. 37, additional. Chapter 37 of the private and special laws of 1941 is hereby amended by adding thereto a new section to be numbered section 6 and to read as follows:

'Sec. 6. Audit of expenditures provided for. The department of audit shall perform a post audit of all accounts and other financial records of transactions performed under the provisions of this act and shall report annually on this audit and at such other times as the legislature may require.'

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.

Effective January 24, 1942

Chapter 103

AN ACT Providing for Increased Compensation to Sheriffs and Deputies During the Emergency.

Emergency preamble. Whereas, a state of war existing between the United States and Germany, Italy, Japan and other foreign countries, and

Whereas, in the judgment of the legislature this fact creates an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine, and requires the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. Sheriffs may be compensated. During the existence of the emergency caused by the war and for 6 months after war ceases between