

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.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1943

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-first Legislature

1943

~~power~~ prepare correct reports of all legal questions argued and decided, reporting cases more or less at large according to his judgment of their importance. He shall publish at least 1 volume yearly, provided he has material enough to make a volume of the size required by this section, and furnish the usual number of current copies to the state and to the public at ~~the~~ a price of ~~three dollars a volume in buckram binding and four dollars a volume in leather binding~~ to be fixed by the governor and council. Each volume shall be of the average size of ~~volume 83~~, Maine Reports, and be equal thereto in paper, printing, general finish, and quantity of printed matter. The reporter may, from time to time, as he sees fit, make a written contract in his own name with any person, firm, or corporation for the printing, publishing, and binding of said reports and shall require such person, firm, or corporation to give a good and sufficient bond with good and sufficient sureties, conditioned for the faithful performance of all the terms and conditions of such contract by the person, firm, or corporation with whom the reporter makes such contract. In case of a breach of any or all of the conditions of such bond, the reporter may maintain an action on such bond in his own name.'

Effective July 9, 1943

Chapter 65

AN ACT Relating to Active Retired Justices of the Supreme Judicial and Superior Courts.

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

R. S., c. 91, § 76, amended. Section 76 of chapter 91 of the revised statutes is hereby amended to read as follows:

'Sec. 76. Active retired justices of supreme judicial and superior courts. Any justice of the supreme judicial court or of the superior court who having attained the age of 70 years and having served as such justice ~~on either or both of said courts~~ for at least 7 consecutive years resigns his said office, or ceases to serve at the expiration of any term thereof, shall be eligible for appointment as an active retired justice of ~~such the court from which he so resigns or ceases to serve~~ as hereinafter provided. The governor with the advice and consent of the council may upon being notified of the retirement of any such justice under the provisions of this section appoint such justice to be an active retired justice of the supreme judicial court or of the superior court as the case may be, for a term of 7 years from such appointment, unless sooner removed, and such justice so appointed and designated shall thereupon constitute a part of the court from which

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he has retired and shall have the same jurisdiction and be subject to the same restrictions therein as before retirement, except that he shall act only in such cases and matters and hold court only at such terms and times as he may be directed and assigned to by the chief justice of the supreme judicial court, and said chief justice is hereby empowered and authorized to so assign and designate any such active retired justice of the supreme judicial court as to his services and may direct as to which term of the law court he shall attend, and if the chief justice so orders, he may hear all matters and issue all orders, notices, decrees, and judgments in vacation that any justice of the supreme judicial court ~~or of the superior court~~ is authorized to hear or issue, either at law or in equity. Any active retired justice of the superior court may be directed by the chief justice to hold any term of the superior court in any county and when so directed shall have authority and jurisdiction therein the same as if he were the regular justice of said court; and whenever the chief justice of the supreme judicial court so orders, may hear all matters and issue all orders, notices, ~~and~~ decrees and judgments in vacation that any justice of said superior court is authorized to hear and issue.

The provisions of this paragraph shall apply to the present and former justices of said courts. Provided, however, that such justice shall within 1 year after attaining the age of 70 years, and serving as such justice for at least 7 consecutive years, cease to serve as such justice.'

Effective July 9, 1943

Chapter 66

AN ACT Relating to the Improvement of the Military Laws.

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

Sec. 1. R. S., c. 18, § 91, amended. The 1st paragraph of section 91 of chapter 18 of the revised statutes, as enacted by chapter 7 of the public laws of 1941, and amended by chapter 312 of the public laws of 1941, is hereby further amended to read as follows:

'Whenever any part of the National Guard of this state is in active federal service, the governor is hereby authorized to organize and maintain within this state during such period, under such regulations as the secretary of war of the United States may prescribe for ~~discipline in training~~ the organization, standard of training, instruction, and discipline, such military forces as the governor, as commander-in-chief, may deem necessary to defend this state and protect its sovereignty.'