

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
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

CHAP. 66

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.'

Sec. 2. R. S., c. 18, § 94, amended. Section 94 of chapter 18 of the revised statutes, as enacted by chapter 7 of the public laws of 1941, is hereby amended to read as follows:

'Sec. 94. Requisitions; armories; other buildings. For the use of such forces, the governor is hereby authorized to requisition from the secretary of war such arms and equipment as may be in possession of and can be spared by the war department, ammunition, clothing, and equipment as the secretary of war in his discretion, and under regulations determined by him, is authorized to issue; and to make available to such forces the facilities of state armories and their equipment and such other state premises and property as may be available.'

Effective July 9, 1943

Chapter 67

AN ACT Relating to Jurisdiction of Municipal Courts in Washington County.

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

Sec. 1. P. L., 1941, c. 59, repealed. Chapter 59 of the public laws of 1941 is hereby repealed.

Sec. 2. Provisions for saving of processes, etc., before the effective date of this act. All writs, processes, and precepts issued and recognizances taken before this act shall take effect and returnable into the Eastport municipal court, the Western Washington municipal court, or the Calais municipal court shall have day and date in said courts according to the provisions of law.

Effective July 9, 1943

Chapter 68

AN ACT Granting Prior Service to Stenographers of the Former Supreme Judicial or Superior Courts.

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

P. L., 1933, c. 1, § 227-D, sub-§ (3), amended. Subsection (3) of section 227-D of chapter 1 of the public laws of 1933, as enacted by chapter 328 of the public laws of 1941, is hereby amended to read as follows:

'(3) The board of trustees shall fix and determine by appropriate rules and regulations how much service in any year is equivalent to 1 year of