

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
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-first Legislature

1943

his annual report at the close of each fiscal year, a statement showing all transfers made from the state contingent account for the prior year, and shall also submit a statement of the unappropriated surplus account, reflecting all changes in this account during the fiscal year, and the balance of this account at the close of the fiscal period.'

Effective July 9, 1943

Chapter 272

AN ACT Relating to Compensation of Employees Who Have Received Prior Injuries.

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

R. S., c. 55, § 13-A, additional. Chapter 55 of the revised statutes is hereby amended by adding thereto a new section to be numbered 13-A, and to read as follows:

'Sec. 13-A. Permanent total incapacity due partly to prior injury; second injury fund. If an employee who has previously lost, or lost the use of, 1 hand, 1 arm, 1 foot, 1 leg, or 1 eye, becomes permanently and totally incapacitated through the loss or loss of use of another member or organ, the employer shall be liable only for the compensation payable for such second injury. Provided, however, that in addition to such compensation and after the completion of the payments therefor, the employee shall be paid the remainder of the compensation that would be due for permanent total incapacity, out of a special fund known as the "second injury fund", and created for such purpose in the following manner:

In every case of the death of an employee under this act where there is no person entitled to compensation, the employer shall pay to the industrial accident commission the sum of \$300, to be deposited with the treasurer of state for the benefit of said fund, and the commission shall direct the distribution thereof.'

Effective July 9, 1943

Chapter 273

AN ACT to Authorize and Provide for the Temporary Admission to Practice in this State of Physicians and Camp Physicians to Protect the Health of the Civilian Population During the War Emergency Period.

Emergency preamble. Whereas, a serious public emergency exists or may exist in this state because of the demands of the armed services for physicians and dentists, and

CHAP. 273

Whereas, cooperation on the part of the state with certain federal agencies, such as the Procurement and Assignment Service for Physicians, Dentists, and Veterinarians of the War Manpower Commission, is imperative so that temporary relocation of physicians and dentists may be accomplished to overcome acute shortages in specific localities from time to time, and

Whereas, for the protection of the health and welfare of the people of the state, power to provide for the temporary admission to practice in this state of physicians licensed as such outside the state, is hereby conferred upon the state board of registration of medicine upon conditions and under regulations prescribed by them, and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and require 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. Power to provide for the temporary admission to practice medicine in the state. To accomplish the purpose of this act, and notwithstanding any inconsistent provision of law, the state board of registration of medicine shall have power by general regulations or specific orders to issue temporary emergency certificates to such physicians, licensed as such outside the state, as they shall find qualified to practice as such in this state during the war emergency period. The fee for a temporary emergency certificate shall be \$10. The holder of any such temporary certificate shall be privileged during the term specified therein, unless sooner revoked, to practice his profession within the state subject, however, to all laws of the state generally applicable to the practice of such profession and to such regulations, restrictions, and area limitations as the state board of registration of medicine may make or impose as to them or any of them and their practice within the state.

Sec. 2. Power to provide for the temporary admission to practice as camp physician in the state. Any physician, a graduate of a class A medical school or university, duly registered and licensed in any other state, who meets the requirements of the state board of registration of medicine relative to education medically as well as pre-medical, who is a citizen of the United States and is of good repute, may make application for a temporary license to practice as camp physician, for a period of not longer than 10 weeks during the summer months, that he may care for the campers in that particular camp for which he was hired and obtained as camp physician. He shall not be entitled to practice outside the limits of said camp

or to offer himself for gain or hire in any community adjacent to such camp. The certificate of licensure shall be obtained each year and the right to practice thereunder is for the summer months only of the year in which issued. Application for this temporary certificate shall be made in the same form and manner as for regular licensure. The fee shall be \$10, which shall include registration and certificate. No examination shall be exacted from applicants for this temporary license for camp physicians.

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

Effective April 5, 1943

Chapter 274

AN ACT Relating to Fees of Sheriffs and Their Deputies.

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

Sec. 1. Fees of sheriffs and their deputies. The fees of sheriffs and their deputies shall be as follows:

For the service of a writ of attachment with summons on 1 defendant (not a corporation) \$1, if served on more than 1 defendant, \$1 more for each;

For the service of petition and subpoena for disclosure before disclosure commissioner, under the provisions of chapter 124 of the revised statutes, and acts amendatory thereof and additional thereto, \$2.50;

For the service of citation to creditor as provided by chapter 124 of the revised statutes, and acts amendatory thereof and additional thereto, \$1.50, and if the same is served by copy \$1 additional;

For the service of libel for divorce with order of court thereon, \$2.50;

For service of libel of divorce inserted in writ of attachment by serving summons and attested copy of writ and libel, \$2.50;

For service of trustee writ with summonses on trustee, \$1.50, and on principal defendant, \$1;

For attachment of real estate at registry of deeds, \$2.25 which includes copy and fee of 25c to registry;

For attachment of personal property, \$3;

For service of process on corporation \$1.50, and if made by copy \$1 additional thereto;