

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

'Sec. 14. Claims against estates to be filed in writing with affidavit; no action for 30 days; claims not filed, barred. All claims against estates of deceased persons, except for funeral expenses, expenses of administration, legacies, and distributive shares, and for labor and materials for which suit may be commenced under section 34 of chapter 105, shall be presented to the executor or administrator in writing, or filed in the registry of probate, supported by an affidavit of the claimant, or of some other person cognizant thereof, either before or within 12 months after his qualification as such executor or administrator; and no action shall be commenced against such executor or administrator on any such claim until 30 days after the presentation or filing of such claim as above provided. Any claim not so presented or filed shall be forever barred against the estate, except as provided in sections 16, 18 and 20 of this chapter.'

Sec. 2. R. S., c. 101, amended. Chapter 101 of the revised statutes is hereby amended by adding thereto a new section to be numbered 14-A and to read as follows:

'Sec. 14-A. Executor or administrator to give notice if claims against estates disputed; claims barred unless actions brought within time limit. If an executor or administrator disputes a claim, or portion thereof, so presented or filed, he shall give notice in writing to the claimant, his agent, or attorney of record, by service in hand or by registered mail properly addressed, return receipt requested, of that which he disputes. When such notice has been given, the claimant shall commence and serve an action to recover on the disputed claim within 3 months after the receipt of such notice, or within 15 months after the qualification of such executor or administrator, whichever is the longer period; otherwise, such claim shall be forever barred against said estate in like manner as if it had not been presented or filed as provided in section 14. If the executor or administrator fails to give such notice to the claimant, his agent, or attorney within 15 months after his qualification as such executor or administrator, he shall be estopped to deny the validity of the claim.'

Effective July 9, 1943

Chapter 296

AN ACT Relating to Membership of Persons Employed in the Federal Employment Service in the Jointly-Contributory Retirement System for State Employees.

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

P. L., 1933, c. 1, § 227-C, sub-§ (2), amended. Subsection (2) of section 227-C of chapter 1 of the public laws of 1933, as enacted by chapter

CHAP. 297

328 of the public laws of 1941, is hereby amended by adding thereto a new paragraph to be lettered A. and to read as follows:

'A. Any person who was on the pay-roll as of December 31, 1941 and who was transferred to the federal employment service and any person employed by the employment service after December 31, 1941, and who subsequently may become a state employee when the so-called employment service shall be returned to the state of Maine as an operating unit, shall be considered a member of the retirement system; provided, however, that the employee designated in this paragraph shall have made payments to the state retirement fund in the same amounts and during the same periods as the other state employees have made to said fund, but the employee in the service of the federal employment service, so-called, may be permitted to make up any amounts due to the retirement fund if this is done within 1 year of the date when the so-called employment service is returned to the state of Maine, but any employee of the federal employment service who has not paid the contributions shall not be entitled to the benefits of sections 227-A to 227-T. Any employee to whom this act is applicable shall be entitled to all the rights and benefits which he would have accrued had he been employed by the state of Maine.'

Effective July 9, 1943

Chapter 297

AN ACT Relating to the Salary of the Commissioner of Agriculture.

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

R. S., c. 125, § 19, amended. Section 19 of chapter 125 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 19. The department of agriculture. The commissioner of agriculture shall receive an annual salary of ~~\$3,500~~ \$4,500; ~~provided however, that the governor and council may increase said salary to an amount not in excess of \$4,500.~~ He shall also receive his actual expenses incurred in the performance of his official duties. He may expend for such clerical labor as may be required, an amount to be approved by the governor and council and he may expend such sums for postage, telephone, telegraph, and other general office expenses as may be necessary, in the performance of his duties, the same to be paid out of any money appropriated by the legislature for such purpose.'

Effective July 9, 1943