

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
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-first Legislature

1943

Chapter 347

AN ACT Relative to Enforcing the Collection of Real Estate Taxes by the Alternative Method.

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

Sec. 1. P. L., 1933, c. 244, § 1, amended. Section 1 of chapter 244 of the public laws of 1933, as amended, is hereby further amended to read as follows:

‘Sec. 1. Alternative method for the enforcement of liens for taxes on real estate. Liens on real estate created by section 3 of chapter 13 of the revised statutes, in addition to other methods, previously established by law may be enforced in the following manner, provided, however, that in the inventory and valuation upon which the assessment is made there shall be a description of the real estate sufficiently accurate to identify it. Any officer to whom a tax has been committed for collection, or his successor in office in case of his death or disability, may, after the expiration of 8 months and within 1 year after the date of the original commitment ~~to him~~ of said tax, give to the person against whom said tax is assessed, or leave at his last and usual place of abode, or send by registered mail, to his last known place of abode, a notice in writing signed by said officer stating the amount of such tax, describing the real estate on which the tax is assessed, alleging that a lien is claimed on said real estate to secure the payment of the tax and demanding the payment of said tax within 10 days after service or mailing of such notice. In the case of taxes supplementally assessed, said officer may give said notice after the expiration of 8 months and within 1 year after the date of the original commitment of such supplementally assessed taxes. If an owner or occupant of real estate to whom said real estate is taxed shall die before such demand is made on him, such demand may be made upon the executor or administrator of his estate or upon any of his heirs or devisees. After the expiration of said 10 days and within 10 days thereafter, said officer shall record in the registry of deeds of the county or registry district where said real estate is situated, a certificate signed by said officer setting forth the amount of such tax, a description of the real estate on which the tax is assessed and an allegation that a lien is claimed on said real estate to secure the payment of said tax, that a demand for payment of said tax has been made in accordance with the provisions of this act and that said tax remains unpaid. When the undivided real estate of a deceased person has been assessed to his heirs or devisees without designating any of them by name it will be sufficient to record in said registry said certificate in the name of the heirs or the devisees of said decedent without designating them by name. At

the time of the recording of the certificate in the registry of deeds as herein provided, in all cases such officers shall file with the town treasurer a true copy of said certificate and also at the time of recording as aforesaid, the said officer shall mail by registered letter to each record holder of a mortgage on said real estate, addressed to him at his place of last and usual abode, a true copy of said certificate. If the real estate has not been assessed to its record owner the officer shall send by registered mail a like notice to the record owner. The fee costs to be charged to the taxpayer for said notice and filing shall not exceed \$1 and the fee costs to be charged by the register of deeds for such filing shall not exceed 50c.'

Effective July 9, 1943

Chapter 348

AN ACT Relating to the Board of Trustees of the Jointly-Contributory Retirement System.

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

Sec. 1. P. L., 1933, c. 1, § 227-K, sub-§ 1, amended. Subsection 1 of section 227-K 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:

'(1) The general administration and responsibility for the proper operation of the retirement system and for making effective the provisions of this act are hereby vested in a board of 3 trustees. ~~The board shall consist of the state controller, ex officio, and 2 trustees who shall be appointed by the governor, subject to the approval of the council, for terms of 4 years; provided, however, that of the first 2 appointed trustees one shall be appointed for a term of 2 years. If a vacancy occurs in the office of a trustee, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled~~ The board shall consist of the chairman of the state personnel board, the state treasurer, and the state controller, ex officio; their terms of office as such board members to run concurrently with their terms in said state positions.'

Sec. 2. P. L., 1933, c. 1, § 227-E, sub-§ 2, amended. Subsection 2 of section 227-E of chapter 1 of the public laws of 1933, as enacted by chapter 328 of the public laws of 1941, is hereby amended by adding thereto a new paragraph to be lettered (e) and to read as follows:

'(e) The deputy warden, the captain of the guard and any guard of the state prison who is a member of this system and who has creditable service of at least 25 years may be retired at $\frac{1}{2}$ of his average final compensation