

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-fourth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 26 of chapter 9 of the Revised Statutes of 1944.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1949



PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-fourth Legislature

1949

Chapter 257

AN ACT Relating to Clerk Hire in County Offices in Sagadahoc County.

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

R. S., c. 79, § 269, amended. That part of section 269 of chapter 79 of the revised statutes which relates to clerk hire in Sagadahoc county, as amended by chapter 290 of the public laws of 1945 and by chapter 199 of the public laws of 1947, is hereby further amended to read as follows:

'Sagadahoc county: for clerks in the office of register of deeds, ~~\$1,950~~ \$2,340; for clerks in the office of register of probate, ~~\$1,300~~ \$1,560; for clerks in the office of clerk of courts, ~~\$1,300~~ \$1,560.'

Effective August 6, 1949

Chapter 258

AN ACT Relating to Old Age Assistance.

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

Sec. 1. R. S., c. 22, § 260, amended. Section 260 of chapter 22 of the revised statutes, as amended by section 1 of chapter 251 of the public laws of 1945, and section 1 of chapter 402 of the public laws of 1947 and chapter 1 of the public laws of 1949, is hereby further amended to read as follows:

'Sec. 260. Old age assistance provided for; application procedure. Subject to the qualifications and restrictions contained in sections 256 to 274, inclusive, every person residing in this state shall be entitled to assistance in old age. The amount of assistance which any person shall receive shall be determined on a budgetary basis with due regard to the conditions existing in each case and in accordance with the rules and regulations made by the department. This assistance shall be sufficient, when added to all other income and support of the recipient, to provide such person with a reasonable subsistence compatible with decency and health, but not exceeding \$50 per month.

Applications for old age assistance ~~under the provisions of this section may~~ shall be made to either the state or the municipal officers of the cities, towns, and plantations in which the applicant resides, in accordance with such regulations as the commissioner of the department shall prescribe the department on forms provided by the department. Said appli-

cations shall contain such information as may be required by the department. ~~Said applications shall be made on blanks furnished by the department and forwarded by said municipal officers to said department.~~

An application shall not be considered unless accompanied by an individual sworn statement ~~of inability to support the applicant~~ made on the part of each adult child or spouse of said applicant residing in this state ~~and accessible~~, and such statements shall include full information regarding individual income, assets and liabilities, ~~provided that if such applicant has previously applied and there are on file with the department any of the necessary sworn statements then the applicant need only furnish such additional sworn statements as the department may require.~~

If the applicant is unable to obtain the sworn statement from such child or spouse as above provided, then upon proof of his inability to do so ~~and after hearing~~ the department shall determine whether such inability to do so is real and genuine, and if it decides that it is real and genuine, then the merits of his application shall be considered. Any determination made under the provisions of this section shall be subject to the right of appeal by the applicant under the provisions of section 262.

Sec. 2. R. S. c. 22, § 265, amended. The 3rd and 4th paragraphs of section 265 of chapter 22 of the revised statutes, as enacted by section 3 of chapter 402 of the public laws of 1947, are hereby amended to read as follows:

'Any recipient of old age assistance shall be disqualified from receiving old age assistance unless he files with the commissioner, ~~on or before January 1, 1948~~ department whenever the department may require it the following information:

- I. A sworn statement concerning income, assets and liabilities of the recipient sworn to by the recipient:
- II. An individual sworn statement ~~of inability to support the recipient~~ made on the part of each accessible adult child or spouse of said recipient and such statements shall include full information regarding individual income, assets and liabilities.

Provided, however, if the recipient is unable to obtain the sworn statement from such child or spouse as above provided, then upon proof of his inability to do so ~~and after hearing~~, the department shall determine whether such inability to do so is real and genuine, and if it decides that it is real and genuine, then the merits of his ~~application~~ case shall be con-

sidered. Any determination made under the provisions of this section shall be subject to the right of appeal by the recipient under the provisions of section 262.'

Effective August 6, 1949

Chapter 259

AN ACT Relating to Qualification for Liquor Licenses.

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

Sec. 1. R. S., c. 57, § 22-E, additional. Chapter 57 of the revised statutes is hereby amended by adding thereto a new section to be numbered 22-E, to read as follows:

'Sec. 22-E. Persons to whom licenses shall not be granted. No license shall be issued to any natural person unless such person is at least 21 years of age, and is a citizen of the United States, and of this state; provided, however, that a part-time or 6 months' license, as authorized by law, may be issued to any natural person who is at least 21 years of age and is a citizen of the United States. No license shall be issued to a partnership or to an association unless all persons having an interest therein are at least 21 years of age, and are citizens of the United States and of this state; provided, however, that a part-time or 6 months' license, as authorized by law, may be issued to a partnership or association if all persons having an interest therein are at least 21 years of age and are citizens of the United States. No license shall be issued to any corporation unless it shall be incorporated under the laws of this state, or authorized to transact business in this state. No person, having had his or its license for the manufacture or sale at wholesale or retail of malt liquor revoked for cause, shall be granted a license until the expiration of 5 years from the date of such revocation. No such license shall be issued to any person who, within 5 years next prior to his application therefor, has been convicted of violating any of the laws of this state or of the United States with respect to the manufacture, transportation, importation, possession or sale of intoxicating liquor, provided however, a license may issue to any person deemed not to be a violator under the provisions of revised statutes chapter 57, § 60, sub-§ II, paragraph I, as amended.'

Sec. 2. R. S., c. 57, § 27, repealed. Section 27 of chapter 57 of the revised statutes is hereby repealed.

Effective August 6, 1949