

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

Ninety-fifth 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
1951

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-fifth Legislature

1951

ceding the application for such aid; or who was born ~~within the state~~ within 1 year immediately preceding the application, ~~and whose mother if the parent or other relative with whom the child is living~~ has resided in the state 1 year immediately preceding the birth of the child.'

Sec. 3. R. S., c. 22, § 232, amended. The 1st sentence of section 232 of chapter 22 of the revised statutes is hereby amended to read as follows:

'Any person who is denied aid or who is not satisfied with the amount of aid allotted to him by the department, ~~or whose application is not acted upon with reasonable promptness~~, or any municipality which is dissatisfied with a decision of the department made under any provision of sections 226 to 235, inclusive, shall have the right of appeal to the commissioner, who shall provide the appellant with reasonable notice and opportunity for a fair hearing.'

Sec. 4. R. S., c. 22, §§ 235-A, 235-B, additional. Chapter 22 of the revised statutes is hereby amended by adding thereto 2 new sections to be numbered 235-A and 235-B, to read as follows:

'Sec. 235-A. Aid may be paid to a guardian or conservator. When a relative with whom a child is living is found by the department to be incapable of taking care of his money, payment shall be made only to a legally appointed guardian or conservator of such relative.

Sec. 235-B. Inalienability of assistance. All rights to aid shall be absolutely inalienable by any assignment, sale, execution, pledge or otherwise, and shall not pass, in case of insolvency or bankruptcy, to any trustee, assignee or creditor.'

Effective August 20, 1951

Chapter 271

AN ACT Relating to Salary of the Forest Commissioner.

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

Sec. 1. R. S., c. 32, § 1, amended. The last sentence of section 1 of chapter 32 of the revised statutes, as amended, is hereby further amended to read as follows:

'The commissioner shall receive an annual salary of ~~\$8,000~~ \$9,000, of which amount ~~\$5,000~~ \$6,000 shall be paid from funds raised and created by the tax assessed under the provisions of section 74.'

Sec. 2. R. S., c. 32, § 84, amended. The last sentence of section 84 of chapter 32 of the revised statutes is hereby amended to read as follows:

'The commissioner shall also receive from said funds the sum of ~~\$3,000~~ \$6,000 per year in addition to the salary as now provided by law.'

Effective August 20, 1951

Chapter 272

AN ACT to Remove Employees' Trusts from the Operation of the Rule Against Perpetuities and Against Accumulations.

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

R. S., c. 147, § 17-E, additional. Chapter 147 of the revised statutes is hereby amended by adding thereto a new section to be numbered 17-E, to read as follows:

'Employee Trusts

Sec. 17-E. Employees' trusts; effect by rule against perpetuities. A trust of real or personal property, or real and personal property combined, created by an employer as part of a stock bonus, pension, disability, death benefit or profit sharing plan for the benefit of some or all of his employees, to which contributions are made by the employer or employees, or both, for the purpose of distributing to the employees the earnings or the principal, or both earnings and principal, of the fund held in trust, may continue in perpetuity or for such time as may be necessary to accomplish the purpose for which it is created, and shall not be invalid as violating any rule of law against perpetuities or suspension of the power of alienation of the title to property.

No rule of law against perpetuities or suspension of the power of alienation of the title to property shall operate to invalidate any trust created or attempted to be created, prior to the effective date of this section by an employer as a part of a stock bonus, pension, disability, death benefit or profit sharing plan for the benefit of some or all of his employees to which contributions are made by the employer or employees, or both, for the purpose of distributing to the employees earnings or principal, or both earnings and principal, of the fund held in trust, unless the trust is terminated by a court of competent jurisdiction in a suit instituted within 3 years after said effective date.'

Effective August 20, 1951