

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-sixth Legislature

1953

Chapter 158

AN ACT Relating to Temporary Judges for Municipal Courts.

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

R. S., c. 96, § 7-A, amended. Section 7-A of chapter 96 of the revised statutes, as enacted by chapter 111 of the public laws of 1951, is hereby amended to read as follows:

'Sec. 7-A. Municipal court judges may interchange duties; reimbursement for expenses. When the judge and recorder of any municipal court are for any reason unable to preside at any session of such court, or over any civil or criminal case pending before said court, or the said offices are temporarily vacant, the said judge or recorder, or in case of the vacancy in said offices, any justice of the supreme judicial court, or of the superior court, ~~in term time or vacation~~ may ~~designate~~ request any judge or recorder of any other municipal court in the same county or in any adjoining county to act in place of the judge of such municipal court. The official signature of such judge or recorder upon any process issued by him shall be sufficient evidence of his authority to issue the same, without reference to or proof of action under this section. When any judge or recorder holds court for another judge or recorder, he shall be reimbursed by the county in which said court is held for his expenses actually and reasonably incurred, upon presentation to the county commissioners of said county of a detailed statement of such expenses.'

Effective August 8, 1953

Chapter 159

AN ACT Relating to the Recording of Conditional Sales Agreements.

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

R. S., c. 106, § 8, amended. Section 8 of chapter 106 of the revised statutes, as amended by chapter 349 of the public laws of 1951, is hereby further amended to read as follows:

'Sec. 8. Agreement that goods sold and delivered to remain the property of seller; record. No agreement, that personal property bargained and delivered to another shall remain the property of the seller till paid for, is valid unless the same is in writing and signed by the person to be bound

thereby; and when so made and signed, whether said agreement is, or is called a note, lease, conditional sale, purchase on instalments, or by any other name, and in whatever form it may be, it shall not be valid, except as between the original parties thereto, unless it or a memorandum thereof is recorded in the office of the clerk of the city, town or plantation organized for any purpose, in which the purchaser resides at the time of the purchase; but if any of the purchasers are not residents of the state, or reside in an unorganized place in the state, then in the registry of deeds in the county where the seller resides at the time of the sale. The fee for recording the same shall be the same as that for recording mortgages of personal property. All such property, whether said agreements are recorded or not, shall be subject to redemption and to trustee process as provided in section 50 of chapter 101, but the title may be foreclosed in the same manner as is provided for mortgages of personal property.

A statement signed by the party to be bound, describing the parties and the personal property bargained and delivered, and stating the date of the sale, the amount remaining unpaid, the terms of payment, and that it is a memorandum of an agreement that personal property bargained and delivered to another shall remain the property of the seller until paid for, shall constitute a memorandum within the meaning of this section. The recording of such a memorandum shall make effective all the terms of the agreement as effectively as if said agreement had been recorded in full.

Such agreement or memorandum as provided in the preceding paragraph paragraphs shall be binding upon a husband only when signed by him. Any person who permits a wife to sign her husband's name to any such agreement or memorandum without his written authority to do so, when such person is acting as the other party thereto, or as his agent, shall be punished by a fine of not more than \$1,000, or by imprisonment for not more than 11 months, or by both such fine and imprisonment.'

Effective August 8, 1953

Chapter 160

AN ACT Relating to Dismissal and Disciplinary Action Under the State Personnel Law.

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

R. S., c. 59, § 16, amended. Section 16 of chapter 59 of the revised statutes is hereby amended to read as follows: