

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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Private and Special Laws

OF THE

STATE OF MAINE

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upon a date to be specified in writing by them. Said board of assessors shall make and provide a separate check list for such of the voters within said district as are then legal voters therein, and all warrants issued to said district shall be varied accordingly to show that only such voters therein are entitled to vote thereon. Such election shall be called, advertised and conducted according to the law relating to municipal elections; providing, however, that the assessors shall not be required to prepare nor the plantation clerk to post a new check list of voters, and for this purpose said board shall be in session the 2 secular days next preceding such election, the 1st day thereof to be devoted to the registration of voters and the last day to enable the board to verify the corrections of said list and to complete and close up the records of said sessions. The plantation clerk shall reduce the subject matter of this act to the following question: "Shall the Act to Create the Jackman Sewerage District, passed by the 96th legislature, be accepted?" and the voters shall indicate by depositing a ballot in the ballot box with the word "Yes" or "No" on the same, their opinion of the same. This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the voters voting at said meeting. The result shall be declared by the municipal officers of the plantation of Jackman in open meeting and due certificate thereof filed by the plantation clerk with the secretary of state.

Effective August 8, 1953

Chapter 139

AN ACT Amending the Charter of the Waldo County Municipal Court.

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

Sec. 1. P. & S. L., 1941, c. 12, § 2, amended. The 1st sentence of section 2 of chapter 12 of the private and special laws of 1941 is hereby amended to read as follows:

'A municipal court shall be, and hereby is, established in and for the county of Waldo, to be located in the city of Belfast within and for said county, which shall be a court of record, have a seal, consist of one judge ~~and one recorder~~, and each who shall be an attorney at law and reside in Belfast, and one recorder and each shall be appointed by the governor for a term of 4 years, said appointments to be made as in the constitution of this state provided.'

Sec. 2. P. & S. L., 1941, c. 12, § 3, amended. The last sentence of section 3 of chapter 12 of the private and special laws of 1941 is hereby amended to read as follows:

'Trial justices are hereby deprived of jurisdiction over any and all criminal offenses committed within said city ~~except in case of vacancy in both the office of judge and recorder of this court.~~

Sec. 3. P. & S. L., 1941, c. 12, § 9, amended. The 2nd paragraph of section 9 of chapter 12 of the private and special laws of 1941 is hereby amended to read as follows:

'Whenever said judge shall be unable for any reason to hold court or the office of the judge shall be vacant said recorder shall have and exercise the same powers and perform the same duties as the judge is authorized to perform in the transaction of criminal business including trial of cases within the jurisdiction of said court and the binding over or discharge of respondents charged with felonies and may sign all necessary processes as recorder acting in the absence of the judge. Whenever the judge is absent or unable to attend any civil term of said court the recorder may receive and enter any civil actions, receive and file pleas, motions or other papers and enter up judgments in defaulted actions and may adjourn the court to the next term or to such time as the judge may be able to attend. ~~If the judge and recorder are both necessarily absent the judge may designate in writing some trial justice in said county to attend and perform the duties of the recorder until such time as the recorder is able to attend, and if the judge should not so designate a trial justice the recorder may so designate one.~~

Effective August 8, 1953

Chapter 140

AN ACT Relating to the Title and Powers of "Recorders of Municipal Courts."

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

Sec. 1. Powers of recorders of municipal courts. From and after the effective date of this act, all recorders of municipal courts shall, in case of the absence, sickness, or disqualification of the judge of their court, or in the event of a vacancy of the office of said judge, or at any other time at the request of said judge in order to expedite business, shall have the same powers as said judge, and shall be ex officio justices of the peace.