

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

As Passed by the Ninety-sixth Legislature

1953

'The recorder (South Portland Municipal Court) shall receive a salary of ~~\$600~~ \$700 per year and \$600 annually additional for clerk hire.'

Sec. 2. P. & S. L., 1891, c. 150, § 3, amended. Section 3 of chapter 150 of the private and special laws of 1891, as amended by chapter 207 of the private and special laws of 1949, is hereby further amended to read as follows:

'Sec. 3. Salary of judge. The salary of the judge of said court shall be ~~\$3,500~~ \$4,000 per annum, in full for all services.'

Effective August 8, 1953

Chapter 158

AN ACT Relating to Duties of Clerk of Lewiston Municipal Court.

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

Sec. 1. P. & S. L., 1871, c. 636, § 12, amended. Section 12 of chapter 636 of the private and special laws of 1871, as amended by chapter 370 of the private and special laws of 1903, is hereby further amended to read as follows:

'Sec. 12. Recorder, appointment; bond; fees; absence. The governor, by and with the advice of the council, shall appoint a ~~clerk~~ recorder of said court, who shall be a citizen of said Lewiston, and who shall hold his office for the term of 4 years, who shall be sworn, and who shall give bond to the treasurer of said city in the sum of \$2,000, to be approved by said judge; and who shall be entitled to demand and receive for his services the same fees allowed by law to trial justices in matters relating to civil business, except the trial fee; provided, that for the entry of an action and recording the same he shall be allowed 60c; for taxing costs, recording judgment in each criminal case, \$1.10; for each recognizance of persons charged with crime for their appearance at the supreme judicial court, and for certifying and returning the same, with or without sureties, 25c; for making and recording each libel for liquors seized, 50c; for making each process of commitment, 25c; said fees to be allowed and paid in the same manner as fees in criminal matters on approval of the judge of said court. In case of the absence of said ~~clerk~~ recorder, or vacancy in said office, the judge of said court may appoint a ~~clerk~~ recorder, who shall be sworn by said judge, and act during said absence, or till the vacancy is filled.'

Sec. 2. P. & S. L., 1871, c. 636, § 13, repealed and replaced. Section 13 of chapter 636 of the private and special laws of 1871, as amended, is hereby repealed and the following enacted in place thereof:

'Sec. 13. Recorder, duties; processes to bear seal; absence of judge. The recorder and judge shall have equal authority in criminal cases to hear and draft complaints, administer oaths, take bail, and sign all processes of commitment. All processes issued by the recorder in civil and criminal matters shall bear the seal of the court and be signed by him, and they shall have the same effect as though signed by the judge. When the judge is absent from the court room, or is interested, or if the office of judge is vacant, it shall be the duty of the recorder and he shall have authority to exercise all the powers of the judge.'

Effective August 8, 1953

Chapter 159

AN ACT to Make Allocations from the General Highway Fund for the Fiscal Years Ending June 30, 1954, and June 30, 1955.

Emergency preamble. Whereas, acts and resolves passed by the legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the said 90-day period will not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of the state highway commission will become due and payable on or immediately after July 1, 1953; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. Allocation of general highway fund. Income to the general highway fund for the next two fiscal years—from July 1, 1953 to June 30, 1954, and from July 1, 1954, to June 30, 1955—shall be segregated, apportioned, and expended as designated in the following schedules: