

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

Ninety-seventh Legislature

OF THE

# STATE OF MAINE

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OF THE  
STATE OF MAINE

As Passed by the Ninety-seventh Legislature

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one or more full-time duly licensed physicians or surgeons, providing that person does not refer to himself as a physical therapist.

Sec. 12. Suspension and revocation of license. The Board may refuse to license an applicant convicted of violating any State or Federal Narcotic Law. Said Board shall investigate and may refuse license to, or revoke license of, a physical therapist who has treated or undertaken to treat ailments of human beings otherwise than by physical therapy as authorized by this chapter, or who has undertaken to practice independent of the prescription, direction or supervision of a duly licensed physician or surgeon. Said Board may revoke a license, after due notice and hearing, after a conviction before a proper court, either within or without the State, of any crime involving moral turpitude, or of any crime in the practice of his profession or of a felony; or on proof, to its satisfaction, of fraudulent or unprofessional conduct in the practice of his profession, or is addicted to the use of morphine, cocaine or other drugs having similar effect, or if the person named therein uses intoxicants to such an extent as to render him unfit to practice physical therapy. Said Board may also revoke or suspend any license where such license has been obtained by fraud or misrepresentation. Said Board may suspend the license of any physical therapist who has been declared insane by a court of competent jurisdiction and has not thereafter been lawfully declared sane.'

Sec. 2. R. S., c. 18, § 31, amended. The 1st sentence of section 31 of chapter 18 of the revised statutes is hereby amended to read as follows:

'All money received by the Treasurer of State from the Board of Registration in Medicine, the Board of Examiners in Physical Therapy, the Board of Examiners of Psychologists, the Board of Registration of Nurses, the Board of Examiners of Applicants for Admission to the Bar, the Board of Accountancy, the Board of Veterinary Examiners, the Board of Osteopathic Examination and Registration, the Board of Examiners of Funeral Directors and Embalmers, the State Board of Registration and Examination in Optometry, the Board of Dental Examiners, the State Board of Registration for Professional Engineers, the State Board of Architects, the Electricians' Examining Board, the State Board of Barbers and Hairdressers, the Examiners of Podiatrists, the Board of Chiropractic Examination and Registration and the Board of Commissioners of Pharmacy shall constitute a fund, which shall be a continuous carrying account for the payment of the compensation and expenses of the members, the expenses of the Board and for executing the provisions of law relating to each Board respectively, and so much thereof as may be required is appropriated for said purposes.'

Effective August 20, 1955

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## Chapter 272

### AN ACT Relating to Liens for Inheritance Taxes and Fixing a Period of Limitations Therefor.

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

R. S., c. 155, § 18, amended. Section 18 of chapter 155 of the revised statutes is hereby amended to read as follows:

'Sec. 18. Lien. Property of which a decedent dies seized or possessed subject to taxes as aforesaid, in whatever form of investment it may happen to be,

and all property acquired in substitution therefor shall be charged with a lien for all taxes and interest thereon which are or may become due on such property; but said lien shall not attach to any personal property after the same has been sold or disposed of for value by the executor, administrator or trustee, or to real estate after it has been conveyed by the executor, administrator or trustee under license of the probate court. The lien charged by sections 1 to 44, inclusive, upon any real estate or separate parcel thereof may be discharged by the payment of all taxes and interest due and to become due upon said real estate or separate parcel and the cost of recording the certificate hereinafter mentioned; and upon payment thereof, the State Tax Assessor shall cause a certificate showing such payment to be recorded in the registry of deeds in each county where said real estate is located.

Such lien shall expire 5 years after an inventory of the property with respect to which the lien exists is filed with the State Tax Assessor; provided, however, the State Tax Assessor may record in the registry of deeds in the county where such property is located, within said 5-year period, a certificate of lien, which shall extend said lien for an additional period of 5 years beginning at the termination of the first 5-year period, and the Assessor may further extend said lien 5 years at a time by filing additional certificates of lien. Such certificate of lien shall be sufficient if it states the name of the decedent, identifies the property, states that the Assessor claims a lien thereon for unpaid inheritance or estate taxes, and shall state the name of the record owner of such property at the time of decedent's death if other than decedent.

If the lien shall not have been terminated as above set forth, it shall in any event expire 10 years after decedent's death, unless further extended by the filing of a lien certificate as above set forth, as to any property in the hands of a purchaser for value.

The limitations herein established shall apply to liens heretofore as well as hereafter created; provided, however, that no lien heretofore created shall expire prior to 6 months after the effective date of this act.'

Effective August 20, 1955

## Chapter 273

### AN ACT Relating to the Appointment of Conservators.

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

R. S., c. 25, § 245, amended. Section 245 of chapter 25 of the revised statutes is hereby amended to read as follows:

'Sec. 245. 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~~ and, notwithstanding the provisions of section 9 of chapter 158 in the matter of infirmities of age or physical disability to manage his estate with prudence and understanding, the probate court may appoint any suitable person as a conservator.'

Effective August 20, 1955