

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-eighth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-eighth Legislature

1957

Chapter 93

AN ACT Creating an Assistant County Attorney for Aroostook County.

Emergency preamble. Whereas, acts of the Legislature, unless enacted as emergencies, do not become effective until 90 days after adjournment; and

Whereas, it is vitally necessary to provide for an assistant county attorney of Aroostook county for the April term, 1957, to safeguard and protect the safety and wellbeing of the inhabitants of Aroostook county; 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. R. S., c. 89, § 114, amended. That part of section 114 of chapter 89 of the Revised Statutes which relates to Aroostook county is hereby amended by adding at the end thereof the following:

‘; assistant county attorney, \$2,500’

Sec. 2. R. S., c. 89, § 125-B, additional. Chapter 89 of the Revised Statutes is hereby amended by adding thereto a new section to be numbered 125-B, to read as follows:

‘Sec. 125-B. Assistant county attorney for Aroostook county; duties; term of office. The county attorney of the county of Aroostook may appoint an assistant, who shall be a resident of the county and duly admitted to the practice of law in this State, to be approved by a Justice of the Superior Court resident in said county or by the Chief Justice of the Supreme Judicial Court, and who shall hold his office during the term of the county attorney by whom he was appointed, subject to removal at any time by the Chief Justice of the Supreme Judicial Court. Said assistant shall take the oath prescribed for county attorney and assist the county attorney in the ordinary duties of his office, in the drawing of indictments, in the hearing of complaints before the grand jury and in the preparation and trial of criminal causes. He shall, when directed by the county attorney, act as counsel for the State in the trial of complaints before municipal courts and trial justices.’

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.

Effective March 29, 1957

Chapter 94

AN ACT Relating to Payment of Wages in Logging and Lumbering Operations and Vacation Pay.

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

Sec. 1. R. S., c. 30, § 50, amended. The 1st sentence of section 50 of chapter 30 of the Revised Statutes is hereby amended to read as follows:

'Every corporation, person or partnership engaged in a manufacturing, mechanical, mining, quarrying, mercantile, restaurant, hotel, summer camp, beauty parlor, amusement, street railway, telegraph or telephone business; in any of the building trades; in logging or lumbering operations; upon public works, or in the construction or repair of street railroads, roads, bridges, sewers, gas, water or electric light works, pipes or lines; every incorporated express company or water company; and every steam railroad company or corporation shall pay weekly each employee engaged in his or its business the wages earned by him to within 8 days of the date of such payment; ~~but not~~. Any employee, leaving his or her employment, shall be paid in full ~~on~~ within a reasonable time after demand at the office of the employer where payrolls are kept and wages are paid, and every county and city shall so pay every employee who is engaged in its business the wages or salary earned by him, unless such mechanic, workman, laborer or employee requests in writing to be paid in a different manner; ~~and every~~. Every town shall so pay each employee in its business if so required by him; ~~but an~~. An employee who is absent from his regular place of labor at a time fixed for payment shall be paid thereafter on demand.'

Sec. 2. R. S., c. 30, § 50, amended. The last 3 sentences of section 50 of chapter 30 of the Revised Statutes are hereby amended to read as follows:

'The provisions of this section shall not apply ~~to an employee engaged in cutting and hauling logs and lumber, nor the driving of same until it reaches its place of destination for sale or manufacture; nor~~ to an employee of a cooperative corporation or association if he is a stockholder therein unless he requests such corporation to pay him weekly. The provision for weekly payment of wages shall not apply to an employee engaged in cutting and hauling logs and lumber, nor the driving of the same until it reaches its place of destination for sale or manufacture. No corporation, contractor, person or partnership shall by a special contract with an employee or by any other means exempt himself or itself from the provisions of this section. Whenever the terms of employment include provisions for paid vacations, vacation pay on cessation of employment shall have the same status as wages earned. Whoever violates any of the provisions of this section shall be punished by a fine of not less than \$25 nor more than \$50.'

Effective August 28, 1957

Chapter 95

AN ACT Relating to Open Season on Muskrat in Parts of Oxford County.

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

R. S., c. 37, § 113, sub-§ I, amended. The 4th paragraph of subsection I of section 113 of chapter 37 of the Revised Statutes, as revised, is hereby amended to read as follows:

'The open season on mink and muskrat shall be during the month of November in each calendar year; except that the open season on muskrat in Washington and York counties shall be only from March 20th to April 20th, inclusive, in each year; and except that the open season on muskrat within the watershed of Saco river in Oxford county, and on all lakes, ponds, marshes and streams tributary thereto, and within said county, shall be only from the 1st day of November to the 25th day of April, inclusive, in the following year.'

Effective August 28, 1957