

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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STATE OF MAINE

As Passed by the Ninety-eighth Legislature

1957

qualification as such executor or administrator. When an executor, administrator, guardian, conservator or testamentary trustee, residing out of the State, has no agent or attorney in the State, service may be made on one of his sureties in the same manner and with the same effect as if made on him.'

Sec. 3. R. S., c. 165, § 18, amended. Section 18 of chapter 165 of the Revised Statutes is hereby amended to read as follows:

'Sec. 18. When action does not accrue within 6 months. When an action on a covenant or contract does not accrue within said ~~to~~ 6 months, the claimant may file his demand in the registry of probate within that time, verified as required in case of claims presented to the commissioners on insolvent estates. ~~and the~~ The judge of probate shall direct that sufficient assets, if such there are, shall be retained by the executor or administrator, unless the heirs or devisees of the estate give bond to the executor or administrator, with one or more sureties, approved by the judge to pay whatever is found due on said claim.'

Sec. 4. R. S., c. 165, § 20, amended. Section 20 of chapter 165 of the Revised Statutes is hereby amended to read as follows:

'Sec. 20. Remedy on claim not filed within 6 months. When such claim has not been filed in the probate office within said ~~to~~ 6 months, the claimant may have remedy against the heirs or devisees of the estate within ~~one year~~ 6 months after it becomes due and not against the executor or administrator.'

Effective August 28, 1957

Chapter 127

AN ACT Relating to Applications for Liquor Licenses.

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

R. S., c. 61, § 28, amended. The last sentence of the 1st paragraph of section 28 of chapter 61 of the Revised Statutes is hereby amended to read as follows:

'No applicant whose application is denied by the Commission shall be eligible to apply for a liquor license of the same type again for a period of 6 months from the date of such denial unless the Commission denial is overruled by the Court under appeal provided by section 57, and no license for the same premises shall be issued to the husband, wife, father, mother, child or other close relation by blood or marriage of a person whose license has been denied or revoked by the Commission for a period not exceeding 6 months after such denial or revocation.'

Effective August 28, 1957

Chapter 128

AN ACT to Eliminate Inspection of Motorcycles.

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

R. S., c. 22, § 45, amended. The 4th paragraph of section 45 of chapter 22 of the Revised Statutes is hereby amended to read as follows:

'Said inspection shall not apply to motor vehicles owned and registered in another state nor to new motor vehicles being driven by a dealer or his authorized representative from the point of distribution to his place of business. Said inspection shall not apply to motorcycles.'

Effective August 28, 1957

Chapter 129

AN ACT Relating to Fees of the Attorney General.

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

Sec. 1. R. S., c. 20, § 1, amended. The 3rd paragraph of section 1 of chapter 20 of the Revised Statutes is hereby amended to read as follows:

'For approval of certificate of organization of a corporation under chapter 53, ~~§~~ \$10 in advance.'

Sec. 2. R. S., c. 20, § 1, amended. Section 1 of chapter 20 of the Revised Statutes, as amended by section 5 of chapter 473 of the public laws of 1955, is hereby further amended by inserting after the 3rd paragraph thereof, a new paragraph, as follows:

'For approval of certificate of change of purpose under chapter 53, \$10.'

Effective August 28, 1957

Chapter 130

AN ACT Relating to Restoration to Service under State Retirement System.

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

R. S., c. 63-A, § 8, amended. The last sentence of section 8 of chapter 63-A of the Revised Statutes, as enacted by section one of chapter 417 of the public laws of 1955, is hereby amended to read as follows:

'Any retired person other than one receiving disability benefits who so returned to active service since July 1, 1947 and who subsequently again retired shall have his benefit recomputed in accordance with the provision set forth in the foregoing sentence, such adjusted benefit to be effective as of the date of last retirement **except any such adjustment shall not be made effective unless the new benefit amount arrived at exceeds the amount of benefit already being paid to such retired person.**'

Effective August 28, 1957