

# 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

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## Chapter 161

### AN ACT Permitting Caucus for Penobscot Indians.

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

R. S., c. 25, § 370, amended. Section 370 of chapter 25 of the Revised Statutes is hereby amended by adding a new paragraph at the end thereof to read as follows:

'On the first Tuesday of August biennially on the even-numbered years, the Penobscot Indians shall hold a caucus for the purpose of nominating candidates to be elected as provided in this section.'

Effective August 28, 1957

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## Chapter 162

### AN ACT Relating to Income from Sale of Timber on Indian Township.

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

R. S., c. 25, § 373, amended. The 3rd sentence of section 373 of chapter 25 of the Revised Statutes is hereby amended to read as follows:

'The net proceeds from such sales shall be placed in the Passamaquoddy tribe trust funds until a sum equal to that used from said trust funds for housing has been placed therein then the net proceeds shall be set up in the State Treasury as an improvement fund for the reservation of the Passamaquoddy tribe of Indians to be expended with the approval and under the direction of the Department; ~~provided that in~~ In the event the balance in said improvement fund shall at the end of any fiscal year exceed the sum of \$10,000, the excess over \$10,000 shall be added to the permanent trust funds of said tribe.'

Effective August 28, 1957

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## Chapter 163

### AN ACT Relating to Dumping Rubbish and Bottles on Highways from Motor Vehicles.

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

R. S., c. 137, § 31, amended. Section 31 of chapter 137 of the Revised Statutes, as amended by section 2 of chapter 206 of the public laws of 1955, is hereby further amended to read as follows:

'Sec. 31. Throwing of bottles, etc., on highways. Whoever throws or deposits on any public way or on land within the bounds of such way or property adjacent thereto any bottles or metal cans, except in proper containers placed for rubbish collection and removal, shall be punished by a fine of not more than

\$50. If such throwing or depositing was done from a motor vehicle, it shall be prima facie evidence that the throwing or depositing was by the driver of the motor vehicle.'

Effective August 28, 1957

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## Chapter 164

### AN ACT Relating to Elections in Penobscot and Passamaquoddy Tribes of Indians.

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

Sec. 1. R. S., c. 25, § 338, repealed. Section 338 of chapter 25 of the Revised Statutes is hereby repealed, as follows:

'Sec. 338. Tribal committee chosen annually; membership. A tribal committee of the Penobscot tribe of Indians shall be chosen annually, in the month of November, to consist of 12 members of said tribe. No member of said committee shall be less than 21 years of age. The said members shall be chosen at a meeting held as hereinafter provided.'

Sec. 2. R. S., c. 25, § 339, repealed. Section 339 of chapter 25 of the Revised Statutes is hereby repealed, as follows:

'Sec. 339. Meetings for election of committee; certificates of election; vacancies. A meeting for the election of members of said committee shall be called by the commissioner, who shall give notice thereof in the same manner as notice of the meeting for the election of governor of said tribe is required to be given; and at such meeting said commissioner or some person appointed in writing by him shall preside, who shall receive, sort, count and declare in open meeting the vote given in for members of said committee. The said commissioner shall issue certificates of election to the persons thus elected, who shall hold office as such members until a new election is had, unless their term of office is sooner terminated by resignation or by ceasing to be members of said tribe. Whenever any vacancy occurs in said committee, the commissioner shall call a meeting of the tribe to fill such vacancy.'

Sec. 3. R. S., c. 25, § 369, amended. Section 369 of chapter 25 of the Revised Statutes is hereby amended to read as follows:

'Sec. 369. Census of Penobscot Indians; annual meeting; notices; persons entitled to membership to be reported; correction of lists; compensation of committee. An accurate census of the Penobscot tribe shall be taken early each January by the tribal committee upon the best information which they can obtain, as hereinafter provided stating, as nearly as may be, the name, sex and age of each Indian as it existed on the 1st day of such January, each family by itself. On or before the 10th day of January, annually, the original, certified under oath, shall be delivered to the Commissioner, and a copy thereof to the Governor of said tribe for their use. On the 1st Wednesday of January, annually, the said committee shall hold a meeting with said tribe on Old Town Indian Island, for receiving information from such of the tribe as may attend, as to the membership of the tribe, the identity of persons and the correctness of names; ~~due~~. Due notice in writing of the time and place of which meeting shall