

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

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or relocated because of construction needs in building said interstate system, the utility owning or operating such facility shall relocate or move the same in accordance with an order of the Commission. If the failure of the utility to move such facility within the time specified in such order should delay the work of the contractor on the project involved, the utility shall be liable to the State for the damages that the State may be required to allow to the contractor under the contract between the State and the contractor for delay in the work caused by the presence of the facility. The utility shall not be liable for such damages if its failure to move shall be for reasons beyond its control. If the Commission and the utility shall not agree as to the liability of the utility for such damages, either party may petition any Justice of the Superior Court for a determination thereof. Such liability shall not exceed such reimbursable costs as may be determined by the provisions of the preceding paragraph.

“Utility” as used in this section shall mean and include any public utility under the jurisdiction of the Public Utilities Commission and also any corporation which owns and operates a telephone or telegraph system or an oil pipe line system and which is subject to the jurisdiction of the Federal Communications Commission or Interstate Commerce Commission and also any Rural Electrification Cooperative which is subject to the provisions of chapter 51 of the Revised Statutes.

The reimbursable costs provided in this section shall be paid from the general fund operating capital under the direction of the State Highway Commission, and said general fund operating capital shall be repaid in full for any costs so paid from reimbursements received by the State Highway Commission from the Federal Government on account thereof.’

Sec. 2. Limitation. The provisions of this act shall apply only to projects in said interstate system for which the contracts are signed prior to June 30, 1959, and at no time during the fiscal year 1957-58 or the fiscal year 1958-59 shall the amount paid from the general fund operating capital for the purposes of this act exceed the amount of the 90% federal funds to be available for projects in said interstate system under the Federal-Aid Highway Act of 1956 to match a State appropriation of \$12,500.

Sec. 3. Appropriation. There is hereby appropriated from the general fund, to be expended under the direction of the State Highway Commission, for the purposes of this act the sum of \$12,500 for the fiscal year ending June 30, 1958 and the sum of \$12,500 for the fiscal year ending June 30, 1959. Any unexpended balance on June 30, 1958 shall not lapse, but shall carry forward into the next fiscal year for the same purposes. All unexpended balances on June 30, 1959 shall lapse into the unappropriated surplus of the general fund.

Effective August 28, 1957

Chapter 379

AN ACT Changing Name of Maine School for the Deaf to Governor Baxter State School for the Deaf.

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

Sec. 1. R. S., c. 27, § 159, amended. Section 159 of chapter 27 of the Revised Statutes is hereby amended to read as follows:

'Sec. 159. Purpose. ~~Maine~~ Governor Baxter State School for the Deaf, established by chapter 446 of the private and special laws of 1897, is to be devoted to the education and instruction of deaf and dumb children.'

Sec. 2. R. S., c. 27, § 163, amended. Section 163 of chapter 27 of the Revised Statutes is hereby amended to read as follows:

'Sec. 163. Deaf and dumb children between ages of 6 and 18 to be sent to Governor Baxter State School for the Deaf. Every parent, guardian or other person having control of any mentally normal child between 6 and 18 years of age, too deaf or too dumb to be materially benefited by the methods of instruction in vogue in the public schools, unless it can be shown that the child is receiving regular instruction during the same period in studies usually taught in the public schools, shall be required to send such child or youth to the ~~Maine~~ Governor Baxter State School for the Deaf during the scholastic year of that school. Such child or youth shall attend such school, year after year, until discharged by the Superintendent upon approval of the Department.'

Effective August 28, 1957

Chapter 380

AN ACT Relating to Salary of Official Court Reporters.

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

Sec. 1. R. S., c. 113, § 188, amended. The first sentence of section 188 of chapter 113 of the Revised Statutes as amended by section 1 of chapter 480 of the Public Laws of 1955 is hereby further amended to read as follows:

'The Chief Justice of the Supreme Judicial Court may appoint not more than 11 official Court Reporters to serve for a term of 7 years, who shall report the proceedings in the Supreme Judicial Court and in the Superior Court and who shall be officials of the Court to which they may from time to time be assigned by the Chief Justice, and be sworn to the faithful discharge of their duties, and each of whom shall receive from the State a salary of ~~\$5,750~~ \$6,500 per year.'

Sec. 2. Appropriation. There is hereby appropriated from the general fund of the State the sum of \$6,875 for the fiscal year 1957-58 and \$7,500 for the fiscal year 1958-59, to carry out the purposes of this act.

Effective August 28, 1957

Chapter 381

AN ACT to Clarify the Employment Security Law.

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

Sec. 1. R. S., c. 29, § 1, repealed and replaced. Section 1 of chapter 29 of the Revised Statutes is hereby repealed and the following section enacted in place thereof: