

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-ninth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-ninth Legislature

1959

'Sec. 24. Management of causes by parties or counsel. Parties may plead and manage their own causes in court or do so by the aid of such counsel ~~not exceeding 2 on a side~~ as they see fit to employ; but no person whose name has been struck from the roll of attorneys for misconduct shall plead or manage causes in court under a power of attorney for any other party or be eligible for appointment as a trial justice or justice of the peace.'

Effective September 12, 1959

Chapter 41

AN ACT Creating a Second Assistant County Attorney for Cumberland County.

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

Whereas, the pressing number and quantity of criminal cases in the Superior Court and many inferior courts of Cumberland County makes it impossible for the county attorney of Cumberland County and his one assistant to handle same properly for the protection of the public; and

Whereas, it is vitally necessary to provide for a second assistant county attorney of Cumberland County to safeguard and protect the safety and well-being of the inhabitants of Cumberland 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.

Director's note: Repealed by P. L., 1959, c. 372, § 11. See R. S., c. 89, § 254 as repealed and replaced by P. L., 1959, c. 372, § 7.

Sec. 2. R. S., c. 89, § 123, amended. Section 123 of chapter 89 of the Revised Statutes is amended to read as follows:

'Sec. 123. Assistant county attorneys for Cumberland County; duties. The county attorney of the County of Cumberland may appoint ~~an assistant~~ **2 assistant county attorneys**, one to be known as **first assistant county attorney** and the other to be known as **second assistant county attorney**, to be approved by a Justice of the Superior Court resident in said county or by the Chief Justice of the Supreme Judicial Court. Said ~~assistant~~ **assistants** shall take the oath prescribed for county attorneys; 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~~ **They** shall, when directed by the county attorney, act as counsel for the State in the trial of complaints before judges of municipal courts and trial justices. ~~He~~ **They** shall hold ~~his~~ **their** office during the term of the county attorney by whom ~~he was~~ **they were** appointed, subject to removal at any time by the Chief Justice of the Supreme Judicial Court.'

Sec. 3. Appropriation. There is appropriated from the General Fund to the personal services category of the Attorney General the sum of \$550 for the fiscal year ending June 30, 1959; \$3,300 for the fiscal year ending June 30, 1960 and \$3,300 for the fiscal year ending June 30, 1961 to carry out the purposes of this act.

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

Effective March 12, 1959

Chapter 42

AN ACT Changing Name of Recorders of Municipal Courts to Associate Judges.

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

Sec. 1. R. S., c. 108, § 3-A, additional. Chapter 108 of the Revised Statutes is amended by adding a new section to be numbered 3-A, to read as follows:

‘Sec. 3-A. Associate judges. From and after the effective date of this act the title “recorder” of any municipal court shall be “associate judge” of the said municipal court, provided said recorder is an attorney at law.’

Sec. 2. Amending clause. All municipal court charters and provisions of statutes are amended to conform with the provisions of this act.

Effective September 12, 1959

Chapter 43

AN ACT Prohibiting Certain Dangerous Knives.

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

Sec. 1. R. S., c. 137, § 20-A, additional. Chapter 137 of the Revised Statutes, as amended, is further amended by adding a new section to be numbered 20-A, to read as follows:

‘Dangerous Knives.

Sec. 20-A. Dangerous knives. It is unlawful for any person, firm or corporation to manufacture, or cause to be manufactured, possess, display, offer, sell, lend, give away or purchase any knife which has a blade which opens automatically by hand pressure applied to a button, spring or other device in the handle of the knife; or any knife having a blade which opens or falls or is