

# 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

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Sec. 65. Specific performance. A contract entered into by a member of an association, providing for the delivery to such association of products produced or acquired by the member, may be specifically enforced by the association to secure the delivery to it of such fishery products, any provisions of law to the contrary notwithstanding.

### Title.

Sec. 66. Short title. This chapter shall be known as the "Fish Marketing Act."

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

Effective March 19, 1959

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## Chapter 75

### AN ACT Clarifying the Laws Relating to Support of Dependents.

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

Sec. 1. R. S., c. 138, § 1, amended. Section 1 of chapter 138 of the Revised Statutes is amended by adding at the end a new paragraph to read as follows:

'Courts having jurisdiction in the places of residence of any of the dependents or the responsible parent shall have jurisdiction of the subject matter.'

Sec. 2. R. S., c. 138, § 2, amended. Section 2 of chapter 138 of the Revised Statutes is amended by adding at the end a new paragraph to read as follows:

'Courts having jurisdiction in the places of residence of any of the dependents or the responsible parent shall have jurisdiction of the subject matter.'

Sec. 3. R. S., c. 146, § 2, amended. The first sentence of section 2 of chapter 146 of the Revised Statutes is amended to read as follows:

'Each municipal court shall have jurisdiction, and concurrent jurisdiction with the Superior Court and with all other municipal courts in the counties where they are located, of all crimes and offenses including violations of any statute or by-law of a town, village corporation or local health officer, or breaches of the peace, not punishable by imprisonment in the State Prison, and complaints for desertion and non-support or non-support of dependents where either the spouse, dependent or the respondent resides and may for such crimes and offenses impose any of the fines or sentences provided by law to be imposed therefor.'

Sec. 4. R. S., c. 146, § 2-A, sub-§ IV, amended. Subsection IV of section 2-A of chapter 146 of the Revised Statutes, as enacted by section 10 of chapter 334 and as amended by chapter 436, both of the public laws of 1957, is further amended by adding before the last paragraph a new paragraph to read as follows:

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'In cases involving criminal liability for non-support of dependent children who are wards of the State and of dependent children who are recipients of aid from the State as such dependent children, expense incurred for travel shall be borne between the county and the State in the proportion that the expense of public aid involved is borne between the municipality concerned and the State.'

Sec. 5. R. S., c. 166, § 43, amended. The first sentence of section 43 of chapter 166 of the Revised Statutes is amended to read as follows:

'Whenever a man, having a wife, a minor child or children, residing in this State and being of sufficient ability or being able to labor and provide for them, willfully and without reasonable cause, refuses or neglects to provide suitable maintenance for them, the Superior Court, the probate court and any municipal court, in term time, or any judge or justice of said courts in vacation, in the county where the wife or such minor child or children reside, or in the county where the husband or father may be found on petition of the wife for herself and for such child or children, or of such child or children by their guardian, after such notice to the husband or father as it may order, and hearing, may order him to contribute to the support of his wife and such minor child or children or either of them such sums payable weekly, monthly or quarterly as are deemed reasonable and just, and may enforce obedience by appropriate decrees.'

Sec. 6. R. S., c. 166, § 70-A, additional. Chapter 166 of the Revised Statutes is amended by adding a new section to be numbered 70-A to read as follows:

'Sec. 70-A. Attested copy of decree mailed to libelee when duty of support. In all cases where the decree of divorce imposes a duty of support on the libelee the clerk of courts upon issuance of such decree shall mail an attested copy thereof to said libelee by registered mail, postage prepaid, to be delivered to addressee only with return receipt demanded and the record of the registry of the mail and any receipt returned shall be filed with the case. It shall be the duty of the libelant and any counsel of record for this purpose to supply the clerk with the last known address of said libelee.'

Sec. 7. R. S., c. 166, § 71, amended. Section 71 of chapter 166 of the Revised Statutes is amended by adding at the end a new paragraph to read as follows:

'Courts having jurisdiction in the places of residence of any of the dependents or the responsible parent shall have jurisdiction of the subject matter.'

Sec. 8. R. S., c. 166, § 72, amended. Section 72 of chapter 166 of the Revised Statutes is amended by adding at the end a new paragraph to read as follows:

'Courts having jurisdiction in the places of residence of any of the dependents or the responsible parent shall have jurisdiction of the subject matter.'

Sec. 9. R. S., c. 167, § 11, amended. Section 11 of chapter 167 of the Revised Statutes, as amended by section 1 of chapter 5 of the public laws of 1955, is further amended to read as follows:

'Sec. 11. Officials to represent petitioner. The county attorney shall represent the petitioner in any proceeding under this chapter ~~when this State is the~~

responding state except that in cases involving public aid a representative of the Attorney General may represent the petitioner.'

Effective September 12, 1959

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## Chapter 76

### AN ACT Relating to Free Vaccination and Inoculation.

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

R. S., c. 25, § 66, amended. The first sentence of section 66 of chapter 25 of the Revised Statutes is amended to read as follows:

'The local health officer of each ~~city, town and plantation~~ municipality shall annually on a day or days specified by him during the month of March, or often-er if he deems it prudent, provide for the free vaccination with cowpox of all inhabitants within his jurisdiction; and shall provide for free inoculation with suitable material as defined by the Department of Health and Welfare against diphtheria ~~and~~, whooping cough, tetanus and poliomyelitis of all children under ~~to~~ 16 years of age; at a time specified by him ~~not less than one month preced-~~ing the fall opening of public schools.'

Effective September 12, 1959

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## Chapter 77

### AN ACT Relating to Disposition of Income on Unclaimed Deposits in Defunct Savings Banks.

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

R. S., c. 59, § 73, amended. Section 73 of chapter 59 of the Revised Stat-utes is amended by adding at the end, a new sentence, as follows:

'Any income earned on such funds shall be paid into the General Fund as com-pensation for administration.'

Effective September 12, 1959

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## Chapter 78

### AN ACT Prohibiting the Use of X-ray Shoe-fitting Machines.

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

R. S., c. 137, § 20-B, additional. Chapter 137 of the Revised Statutes is amended by adding a new section 20-B, to read as follows: