

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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STATE OF MAINE

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Sec. 2. R. S., c. 38-B, § 4, amended. The last paragraph of section 4 of chapter 38-B of the Revised Statutes, as enacted by section 1 of chapter 421 of the public laws of 1957, is repealed and the following enacted in place thereof:

'No member of the authority shall participate in any decision involving insurance of payments on a loan to a local development corporation if said member has any interest in or connection with said local development corporation or any firm, partnership, corporation or association which intends to rent, lease or otherwise occupy the property securing said loan.'

Sec. 3. R. S., c. 38-B, § 8, sub-§ I, amended. The last sentence of subsection I of section 8 of chapter 38-B of the Revised Statutes, as enacted by section 1 of chapter 421 of the public laws of 1957, is amended to read as follows:

'To this sum shall be charged any and all expenses of the authority, including interest and principal payments required by loan defaults and to the sum shall be credited all income of the authority, including mortgage insurance premiums and ~~from the sale, disposal, lease or rental proceeds.~~'

Sec. 4. R. S., c. 38-B, § 9-A, additional. Chapter 38-B of the Revised Statutes, as enacted by section 1 of chapter 421 of the public laws of 1957, is amended by adding a new section 9-A, to read as follows:

'Sec. 9-A. Contract of insurance. Any contract of insurance executed by the authority under this chapter shall be conclusive evidence of the eligibility of the mortgage for insurance, and the validity of any contract of insurance so executed shall be incontestable in the hands of an approved mortgagee except for fraud or misrepresentation on the part of the approved mortgagee.'

Sec. 5. R. S., c. 38-B, § 13-A, additional. Chapter 38-B of the Revised Statutes, as enacted by section 1 of chapter 421 of the public laws of 1957, is amended by adding a new section 13-A, to read as follows:

'Sec. 13-A. Certain records confidential. No member of the authority, agent or employee thereof, shall divulge or disclose any information obtained from the records and files or by virtue of such person's office concerning the name of any tenant or information supplied by any tenant, mortgagee or local development corporation in support of an application for mortgage insurance. Annual returns filed with the authority by a mortgagee, tenant or local development corporation shall be privileged and confidential.'

Effective September 12, 1959

Chapter 158

AN ACT Relating to Municipal Court Dockets.

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

R. S., c. 108, § 12, additional. Chapter 108 of the Revised Statutes is amended by adding a new section 12, to read as follows:

'Sec. 12. Dismissal of civil cases for want of prosecution. At the term of each municipal court held next following the first day of October of each year,

the judge or recorder shall examine the civil docket and dismiss any case thereon which has been pending for 6 years or more without an entry showing that a final judgment or other order for a definitive disposition has been made. At the same time, the civil docket shall be called, and all cases which have remained on the docket for a period of 2 years with nothing done thereon shall be dismissed for want of prosecution on motion of any party thereto, including a party named as trustee in the writ, unless good cause be shown to the contrary.'

Effective September 12, 1959

Chapter 159

AN ACT to Authorize Independent or Internal Bank Auditors in Lieu of Directors' Examinations.

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

R. S., c. 59, § 122, amended. Section 122 of chapter 59 of the Revised Statutes is amended by adding at the end the following sentence:

'In lieu of an examination by said directors, a trust company may either employ an independent public accounting firm approved by the commissioner to perform said examination and render said report or may use an internal audit program approved by the commissioner.'

Effective September 12, 1959

Chapter 160

AN ACT Relating to Definition of Retail Sale Under Liquor Laws.

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

R. S., c. 61, § 1, amended. The 7th paragraph from the end of section 1 of chapter 61 of the Revised Statutes which relates to the definition of retail sale, as enacted by section 5 of chapter 117 of the public laws of 1957, is amended to read as follows:

'"Retail sale" shall mean any single sale of liquor in the original package for off the premises consumption less than $\frac{5}{8}$ 20 gallons.'

Effective September 12, 1959