

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

Chapter 292

AN ACT Amending the Interpleader Compact.

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

Sec. 1. R. S., c. 113-A, § 1, Article 2, sub-§ III, amended. Subsection III of Article 2 of section 1 of chapter 113-A of the Revised Statutes, as enacted by chapter 245 of the public laws of 1955, is amended to read as follows:

'III. Interpleader shall mean a judicial procedure by which 2 or more persons who have adverse claims ~~on account of the same debt or duty~~ against a 3rd person may be required to litigate these claims in one proceeding.'

Sec. 2. R. S., c. 113-A, § 1, Article 3, repealed and replaced. Article 3 of section 1 of chapter 113-A of the Revised Statutes, as enacted by chapter 245 of the public laws of 1955, is repealed and the following enacted in place thereof:

'Article 3. Service of process.

I. Service of process sufficient to acquire personal jurisdiction may be made within a state party to this compact, by a person who institutes an interpleader proceeding or interpleader part of a proceeding in another state, party to this compact, provided that such service shall fulfill the requirements for service of process of the state in which the service is made and provided further that such service shall meet the minimum standards for service of the jurisdiction where the proceeding is pending.

II. No such service of process shall be valid unless either:

A. The subject matter of the proceeding is specific real property or tangible personal property situated within the state in which the proceeding is pending; or

B. One or more of the claimants shall be either a permanent resident or domiciliary of the state in which the proceeding is pending; or

C. A significant portion of the transaction out of which the proceeding shall have arisen shall have taken place in the state in which the proceeding is pending; or

D. One of the claimants shall have initiated the action.'

Effective September 12, 1959

Chapter 293

AN ACT Relating to Income from Sale of Geological Survey Publications.

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

R. S., c. 38-A, § 6-D, amended. Section 6-D of chapter 38-A of the Revised Statutes, as enacted by chapter 374 of the public laws of 1957, is amended by adding at the end a new paragraph, to read as follows:

'Income from the sale of publications shall be credited to the revolving fund to be used as a continuing carrying account to carry out the purpose of section 6-C.'

Effective September 12, 1959

Chapter 294

AN ACT Relating to Sewage Pollution Surveys.

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

Sec. 1. R. S., c. 79, § 7-B, additional. Chapter 79 of the Revised Statutes is amended by adding a new section 7-B, to read as follows:

'Sec. 7-B. Pollution surveys. The commission is authorized to pay up to 50%, or \$2,500, whichever is less, of the expenses of a sewage survey for a municipal or quasi-municipal corporation which shall have been approved as to purpose, necessity and priority. Municipalities and quasi-municipal corporations are specifically authorized to make such contracts with the State as are deemed necessary and may pay over moneys to the State to carry out the purposes of this section.'

Sec. 2. Allocation. There is hereby allocated out of any sums appropriated for pollution abatement under the provisions of chapter 388 of the public laws of 1957, \$25,000 for each of the fiscal years ending June 30, 1960 and June 30, 1961. All unencumbered balances as of June 30, 1961 shall lapse.

Effective September 12, 1959

Chapter 295

AN ACT Revising the Laws Relating to Water Improvement Commission.

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

Sec. 1. R. S., c. 79, § 1, amended. The last sentence of the 3rd paragraph of section 1 of chapter 79 of the Revised Statutes, as amended by section 2 of chapter 425 of the public laws of 1955, is further amended to read as follows:

'~~Six~~ Five members of the commission shall constitute a quorum.'

Sec. 2. R. S., c. 79, § 2, amended. Section 2 of chapter 79 of the Revised Statutes, as amended by section 5 of chapter 425 of the public laws of 1955, is further amended by adding at the end a new paragraph, to read as follows:

'With respect to "C" and "D" classifications, the number of coliform bacteria, or amounts of toxic wastes or chemicals discharged into said waters shall be only those amounts which will not, in the determination of the commission, be harmful to the public health.'

Sec. 3. R. S., c. 79, § 6, amended. Section 6 of chapter 79 of the Revised Statutes, as amended by chapter 171 of the public laws of 1957, is further amended to read as follows: