

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE

As passed by the Ninety-ninth Legislature

At The

SPECIAL SESSION, JANUARY 19-29, 1960

Whereas, the new rules of civil procedure are now in effect; and

Whereas, it is believed that chapter 23, section 23 is in conflict with such rules; and

Whereas, there is much doubt and uncertainty concerning the joint board highway condemnation cases which might result in damage to many Maine land owners unless the statute is clarified; and

Whereas, to protect the rights of Maine citizens, appeal to the courts from the decisions of the joint board, so called, is vitally necessary; 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. R. S., c. 23, § 23, amended. The 2nd sentence of section 23 of chapter 23 of the Revised Statutes, as amended by section 8 of chapter 317 of the public laws of 1959, is further amended to read as follows:

~~'The appellant shall file notice of his appeal with the State Highway Commission at Augusta by registered mail within the time limited, and when such~~ Such appeal is shall be taken ~~shall file~~ by filing a complaint setting forth substantially the facts upon which the case shall be tried like other cases with the right in either party to a jury trial.'

Sec. 2. R. S., c. 23, § 23, amended. Section 23 of chapter 23 of the Revised Statutes, as amended by section 8 of chapter 317 of the public laws of 1959, is further amended by adding after the 2nd sentence the following sentence:

~~'The appellant shall give notice of his appeal to the State Highway Commission in Augusta by mailing by registered mail within the time above limited a true copy of such complaint to the State Highway Commission at Augusta.'~~

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

Effective January 29, 1960

Chapter 376

AN ACT Imposing a Tax on the Unorganized Territory Within the Maine Forestry District for Spruce Budworm Control.

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

Whereas, a severe outbreak of spruce budworm has developed in the forests of northern Maine, threatening the destruction of one of Maine's outstanding natural resources; and

Whereas, the following legislation is vitally necessary to control this outbreak so as to save 175,000 acres of Maine forest; 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:

R. S., c. 36, § 96, amended. Section 96 of chapter 36 of the Revised Statutes, as amended, is further amended by adding after the first sentence, a new sentence, to read as follows:

'Such tax shall be increased by $\frac{3}{4}$ mills on the dollar assessed only for the year 1960 upon all the property in the unorganized territory located within the Maine Forestry District, including rights in public reserved lots, to be used by the Forestry Department for spruce budworm control.'

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

Effective January 29, 1960

Chapter 377

AN ACT Relating to Juvenile Offenders in Certain Motor Vehicle Violations.

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

R. S., c. 152-A, § 4, amended. Section 4 of chapter 152-A of the Revised Statutes, as enacted by section 1 of chapter 342 of the public laws of 1959, is amended by adding at the end thereof, a new paragraph, as follows:

'Juvenile courts shall have no jurisdiction over offenses in which any juvenile is charged with the violation of any provision of chapter 22 or over any other traffic law or ordinance, if such offense is a misdemeanor, except that juvenile courts shall have exclusive, original jurisdiction over offenses in which any juvenile is charged with a violation of chapter 22, sections 150 and 151-B.'

Effective April 29, 1960

Chapter 378

AN ACT to Correct Errors and Inconsistencies in the Public Laws.

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

Whereas, many acts enacted by the 99th Legislature in regular session have created inconsistencies and technical errors; and