

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Second Legislature
1965

Chapter 281

AN ACT Relating to Appointment of Agent or Guardian Ad Litem in Actions for Equitable Relief in Mortgage Foreclosures.

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

R. S., T. 36, § 946, sub-§ 1, amended. Subsection 1 of section 946 of Title 36 of the Revised Statutes is amended by adding at the end, a new paragraph, as follows:

'If, after notice has been given or served as ordered by the court and the time limited in such notice for the appearance of the defendants has expired, the court finds that there are or may be defendants who have not been actually served with process and who have not appeared in the action, it may of its own motion, or on the representation of any party, appoint an agent, guardian ad litem or next friend for any such defendant, and if any such defendants have or may have conflicting interests, it may appoint different agents, guardians ad litem or next friends to represent them. The cost of appearance of any such agent, guardian ad litem or next friend, including the cost of compensation of his counsel, shall be determined by the court and paid by the plaintiff, against whom execution may issue therefor in the name of the agent, guardian ad litem or next friend.'

Effective September 3, 1965

Chapter 282

AN ACT Relating to Ownership of Property by Nonstock Corporations.

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

R. S., T. 13, § 932, amended. The first sentence of section 932 of Title 13 of the Revised Statutes is amended to read as follows:

'Every corporation organized under sections 901 to 931 may take and hold by purchase, gift, devise or bequest, ~~tangible or intangible personal property~~ or real estate, ~~in all not exceeding in value \$500,000 or in any one town 10% of that town's state valuation, whichever is lower, owned at any one time~~ and may use and dispose thereof only for the purposes for which the corporation was organized.'

Effective September 3, 1965

Chapter 283

AN ACT Relating to Penalty for Indecent Exposure.

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

R. S., T. 17, § 1901, amended. Section 1901 of Title 17 of the Revised Statutes is amended to read as follows:

§ 1901. Penalty

Whoever wantonly and indecently exposes his person shall be punished by a fine of not more than \$25 ~~and~~ or by imprisonment for not more than 6 months, or by both.'

Effective September 3, 1965

Chapter 284

AN ACT Relating to Disposal of Dangerous Buildings in Municipalities.

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

R. S., T. 17, §§ 2851 - 2855, repealed and replaced. Sections 2851, 2852, 2853, 2854 and 2855 of Title 17 of the Revised Statutes are repealed and the following enacted in place thereof:

§ 2851. Dangerous buildings

Whenever the municipal officers shall find any burnt or dangerous building, or any building that constitutes a hazard to safety or health and which also exerts a downgrading or blighting influence on the surrounding neighborhood, they may, after notice and hearing on the matter, adjudge the same to be a nuisance or dangerous and may make and record an order prescribing what disposal shall be made thereof.

1. Notice. The notice shall be in writing sent by certified mail to the owner or owners at their last known address at least 14 days next prior to the date of hearing.

2. Notice how published. When the name or address of any owner or co-owner is unknown or is not ascertainable with reasonable diligence, then the notice shall be published once a week for 3 successive weeks prior to the date of hearing in a newspaper generally circulated in the county, or if none, in the state paper.

3. Order. The order made by the municipal officers shall be recorded by the municipal clerk who shall forthwith send an attested copy thereof to the owner or co-owner by certified mail to his last known address, or if the name or address cannot be ascertained, the clerk shall publish a copy of the order in the same manner as provided for notice in subsection 2.

§ 2852. Appeal; hearing

Any person aggrieved by such order may, within 30 days after said order is made and recorded, file an appeal therefrom to any Justice of the Supreme Judicial or Superior Court who shall, after notice and hearing, affirm, annul or alter such order and may render such judgment as to costs as justice requires.

§ 2853. Municipal officers may order nuisance abated

If no appeal is filed, the municipal officers of such municipality shall cause said nuisance to be abated or removed in compliance with their order, and all