

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 352

AN ACT Providing for Compensation of Attorneys Appointed for Indigent Persons Charged with Crimes.

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

Sec. 1. R. S., T. 15, § 810, amended. Section 810 of Title 15 of the Revised Statutes is amended by inserting after the 3rd sentence 2 new sentences to read as follows:

'The Superior or District Court may in any criminal case appoint counsel when it appears to the court that the accused has not sufficient means to employ counsel. The District Court shall order reasonable compensation to be paid to counsel out of the District Court Fund for such services in the District Court.'

Sec. 2. R. S., T. 15, § 810, amended. The last 2 sentences of section 810 of Title 15 of the Revised Statutes are repealed as follows:

~~'No compensation shall be allowed for such services in the District Court. The Superior or District Court may in criminal cases charging a misdemeanor appoint counsel when it appears to the court that the accused has not sufficient means to employ counsel, but no compensation shall be allowed counsel in such cases.'~~

Effective September 3, 1965

Chapter 353

AN ACT Increasing Salary of Comissioner of Inland Fisheries and Game.

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

R. S., T. 12, § 1951, amended. The last paragraph of section 1951 of Title 12 of the Revised Statutes is amended to read as follows:

'The commissioner shall receive an annual salary of ~~\$10,000~~ \$12,500 and he shall receive all necessary traveling expenses.'

Effective September 3, 1965

Chapter 354

AN ACT Relating to Restricting Certain Trustee Process Until After Judgment.

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

R. S., T. 14, § 2602, sub-§ 6, amended. Subsection 6 of section 2602 of Title 14 of the Revised Statutes is amended to read as follows:

'6. Wages. By reason of any amount due from him to the principal defendant as wages for his personal labor or that of his wife or minor children, ~~for a~~

time not exceeding one month next preceding the service of the process until after judgment, and not exceeding \$30 of the amount due and payable to him as wages for his personal labor, and \$10 shall be exempt in all cases. Moreover, wages of minor children and of women are not, in any case, subject to trustee process on account of any debt of parent or husband. If, after wages for personal labor or services have been attached and before the trustee's disclosure under oath is required to be served, the defendant tenders to the plaintiff or to his attorney the whole amount due and recoverable in the action and the fees of the officer for serving the summons, the plaintiff shall recover no costs except the fees of the officer. If the defendant is defaulted without an appearance or if he files an offer of judgment before his disclosure under oath is required to be filed and the plaintiff accepts such offer or fails to secure more than the amount thereof and of the interest thereon from its date, the plaintiff shall recover no costs except the entry fee and the officers' fees. The trustee shall pay to the defendant the amount exempt from attachment at the same time and in the same manner as if no process had been served.'

Effective September 3, 1965

Chapter 355

AN ACT Relating to Trespass on Public Beaches and Shores.

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

R. S., T. 17, § 3853-A, additional. Title 17 of the Revised Statutes is amended by adding a new section 3853-A, to read as follows:

§ 3853-A. Public beaches and shores

The municipal officers in any municipality wherein a public beach, shore or bank exists may grant a permit to persons to allow horses, cattle, sheep, swine, motor vehicles or motor driven cycles to enter upon such beach, shore or bank at the times designated on such permit. Anyone willfully permitting cattle, horses, sheep, swine, motor vehicles or motor driven cycles to enter upon such public beach, shore or bank without such permit, shall be guilty of trespass and shall be punished by a fine of not more than \$20 or by imprisonment for not more than 30 days, or by both.'

Effective September 3, 1965

Chapter 356

AN ACT Affecting Certain Statutes Pertaining to Court Process and Procedure in Criminal Cases and to Kindred Matters.

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

Sec. 1. R. S., T. 4, § 57, amended. The first paragraph of section 57 of Title 4 of the Revised Statutes is amended to read as follows:

'The following cases only come before the court as a court of law: Cases on appeal from the Superior Court or a single Justice of the Supreme Judicial