

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with
the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

KENNEBEC JOURNAL

AUGUSTA, MAINE

1965

RESOLVES
OF THE
STATE OF MAINE

AS PASSED BY THE

One Hundred and Second Legislature

1965

	1965	1966
Lincoln	116,420.00	116,420.00
Oxford	212,747.00	225,147.00
Penobscot	366,800.00	366,800.00
Piscataquis	157,248.00	157,248.00
Sagadahoc	88,500.00	88,500.00
Somerset	191,827.06	191,827.06
Waldo	117,675.00	155,292.00
Washington	158,000.00	158,000.00
York	354,031.80	367,040.80

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

Effective March 31, 1965

Chapter 17

RESOLVE, Authorizing the Estate of Frank E. Lemli, Formerly of The Forks, Maine, to Sue the State of Maine.

Estate authorized to sue State of Maine. Resolved: That the estate of Frank E. Lemli, acting by his personal representative, is authorized to bring a civil action against the State of Maine, in the Superior Court for the County of Kennebec within one year from the first day of August, 1965, for damages, if any, resulting from the death of Frank E. Lemli, formerly of The Forks, Maine, who, his estate claims, was wrongfully, recklessly or negligently shot and killed on Saturday, September 29, 1962, in a garage in Skowhegan, Maine, allegedly, his estate claims, as a result of the wanton, reckless, unlawful, wrongful or negligent actions and manner by which his capture and apprehension as an escaped prisoner was attempted and executed by law enforcement officers of the State of Maine, or other person or persons acting at their request, on their behalf, or in cooperation therewith; and the complaint to be filed in said Superior Court under the authority of this resolve shall be served on the Secretary of State by attested copy 30 days, at least, before a term of said court by the sheriff or either of his deputies in any county in the State of Maine, and the conduct of said action shall be according to the practices of actions and proceedings between parties and suitors in said Superior Court, and the liabilities of the parties, and elements of damage, if any, shall be the same as the liabilities and elements of damage between individuals; and the Attorney General is authorized and designated to appear and to answer said action to recover damages, if any, sustained by the Estate of Frank E. Lemli by reason of the death of Frank E. Lemli. Any judgment that may be recovered in such action shall be payable from the Unappropriated Surplus of the General Fund on final process issued

by said Superior Court, or, if appealed, the Supreme Judicial Court; and costs may be taxed for the said Estate if it recovers in said action. Any recovery in said action shall not be in excess of \$25,000; and such action shall be brought by and in the name of the personal representative of the said Frank E. Lemli. Hearing thereon shall be before 3 justices of the Superior Court without a jury; said justices to be assigned by the Chief Justice of the Supreme Judicial Court.

Effective September 3, 1965

Chapter 18

RESOLVE, Relating to Transfer of Profits from Institutional Farms.

Transfer of profits from institutional farms. Resolved: That current or accrued profits from any institutional farm under the control of the Department of Mental Health and Corrections, in the event that the operation of any such farm shall be discontinued, may be made available by the Governor and Council for the operation of, or for the improvement of the program at, the institution at which such farm is located.

Effective September 3, 1965

Chapter 19

RESOLVE, Approving Draft and Arrangement of the State Constitution Made by the Chief Justice of the Supreme Judicial Court, and Providing for its Publication and Distribution.

Constitution; approval of draft and arrangement, enrollment, publication, distribution. Resolved: That the draft and arrangement of the Constitution of the State, as amended, made by the Chief Justice of the Supreme Judicial Court, in pursuance of Section 6 of Article X of the Constitution, is approved, and that the same be enrolled on parchment or other suitable material and deposited in the office of the Secretary of State; and be it further

Resolved: That the Secretary of State is authorized and directed to cause said Constitution, as amended and arranged, to be enrolled on parchment, or other suitable material and, under the seal of the State, to attest to the correctness of such enrollment; and be it further

Resolved: That the Secretary of State is authorized and directed to cause to be published in pamphlet form copies of the Constitution of the State, in such numbers as he deems necessary, and that one copy of the same be forwarded to the municipal officers of each city and town and to the assessors of each plantation within the State.

Effective September 3, 1965

Chapter 20

RESOLVE, Allocating Money to Repair Fish Screen at Outlet of Kezar Lake.

Fish screen at outlet of Kezar Lake; repair of. Resolved: The Department of Inland Fisheries and Game is directed to expend from its funds the sum of