

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Third Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
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STATE OF MAINE
AS PASSED BY THE
One Hundred and Third Legislature
1967

§2382. Prohibition of use of name "industrial bank"

After the effective date of this Act, no person, firm or corporation shall use, hold itself out as being, or advertise with the name "industrial bank", except that industrial banks which were properly authorized and doing business on or before June 1, 1967 may use such name at and in connection with their principal office and any branches which were so authorized and doing business on or before said date and may continue to sell certificates of investment, either fixed or uncertain, and to receive payments in installments or otherwise, with or without an allowance of interest upon such installments, if doing business in such certificates on or before said date.

Effective October 7, 1967

Chapter 141

AN ACT Relating to Social Security Payments to Beneficiaries after Death of Individual.

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

Whereas, under present law social security payments to beneficiaries of a deceased person cannot be paid to the deceased's legal representative without probating the estate; and

Whereas, the following legislation is for the purpose of permitting the social security payments to relatives of the deceased, thus preventing undue hardship and waiting for those entitled to the social security payments; 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., T. 18, § 1557, additional. Title 18 of the Revised Statutes is amended by adding a new section 1557, to read as follows:

§ 1557. Social security payments

If—

1. Request for payment. Not less than 30 days after the death of a Maine resident entitled, at the time of death, to a monthly benefit or benefits under Title II of the Social Security Act, all or part of the amount of such benefit or benefits, not in excess of \$1,000, is paid by the United States to the surviving spouse, one or more of the deceased's children, or descendants of his deceased children, the deceased's father or mother, or the deceased's brother or sister, preference being given in the order named if more than one request for payment shall have been made by or for such individuals, upon an affidavit made and filed with the

Department of Health, Education and Welfare by the surviving spouse or other relative by whom or on whose behalf request for payment is made, and

2. Affidavit. Such affidavit shows the date of death of the deceased, the relationship of the affiant to the deceased, that no executor or administrator for the deceased has qualified or been appointed, and that, to the affiant's knowledge, there exists at the time of filing of such affidavit, no relative of a closer degree of kindred to the deceased than the affiant,

then such payment pursuant to such affidavit shall be deemed to be a payment to the legal representative of the decedent and, regardless of the truth or falsity of the statements made therein, shall constitute a full discharge and release from any further claim for such payment to the same extent as if such payment had been made to an executor or administrator of the decedent's estate.

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

Effective April 3, 1967

Chapter 142

AN ACT Relating to Legal Size of Salmon Taken from Green Lake, Alligator Lake, Spring River Lake and Upper Middle Branch Pond, Aurora, and T28 MD, Hancock County.

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

R. S., T. 12, § 2553, sub-§ 1, amended. Subsection 1 of section 2553 of Title 12 of the Revised Statutes, as revised, is amended to read as follows:

1. **Salmon or togue.** A salmon or togue less than 14 inches in length except that the length limit on salmon taken from any of the waters in Aroostook County shall be 12 inches and except that the legal length of salmon taken from Sebago Lake, Cumberland County, shall be 13 inches and except that the legal length of salmon taken from Green Lake in Dedham and Ellsworth, Hancock County, Alligator Lake in T34 MD and T28 MD, Spring River Lake in T10 SD, Hancock County and Upper Middle Branch Pond in Aurora and T28 MD, Hancock County, shall be 12 inches;

Effective October 7, 1967

Chapter 143

AN ACT Relating to Retirement Benefits for Police Officers Under State Retirement System.

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

Sec. 1. R. S., T. 5, § 1095, amended. Section 1095 of Title 5 of the Revised Statutes, as amended by section 1 of chapter 288, section 3 of chapter 337 and sections 1 and 2 of chapter 445, all of the public laws of 1965, is further amended by adding at the end thereof the following paragraph: