

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
OF THE
STATE OF MAINE
AS PASSED BY THE
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§ 3989. Review of board's ruling

Any action of, or ruling or order made or entered by the board declining to issue a certificate or declining to recommend licensure, shall be subject to review by the courts of this State in the same manner, and subject to the same powers and conditions as now provided by law in regard to rulings, orders and findings of other quasi-judicial bodies in Maine, where not otherwise specifically provided.

Sec. 2. R. S., T. 32, §§ 3851-3953, repealed. Sections 3851 to 3952, and section 3953, as amended by section 20 of chapter 425 of the public laws of 1965, of Title 32 of the Revised Statutes, are repealed.

Effective October 7, 1967

Chapter 322

AN ACT Relating to Trapping Beaver.

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

Sec. 1. R. S., T. 12 § 2360, amended. The last paragraph of section 2360 of Title 12 of the Revised Statutes, as revised, is amended to read as follows:

No person, except as otherwise provided, shall molest or destroy any beaver dam or set or tend any trap within 10 feet of ~~the same~~ a dam which is maintaining a live colony of beaver. No person shall molest or destroy any beaver house or set any trap within 25 feet of the same. No person shall set or tend any beaver trap within 4 feet of a beaver trap which has been set by another trapper.

Sec. 2. R. S., T. 12, § 2360, amended. The 9th paragraph of section 2360 of Title 12 of the Revised Statutes, as revised, is amended to read as follows:

Any beaver skin or beaver skins that come into this State in any manner from any other state or country shall ~~have~~ bear the official stamp, tag or seal of the state or country from which said skin or skins were taken. Any beaver skin or beaver skins that come into this State in any manner from any other state, country or province thereof which does not require an official stamp, tag or seal of that state, country or province thereof, shall be tagged in accordance with this section by the person possessing such skins.

Effective October 7, 1967

Chapter 323

AN ACT Relating to Minimum Amount of Benefits Under Employment Security Law.

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

R. S., T. 26, § 1191, sub-§ 5, additional. Section 1191 of Title 26 of the Revised Statutes, as amended, is further amended by adding a new subsection 5, to read as follows:

5. Minimum amount of benefits. On and after April 1, 1967, an individual otherwise eligible for benefits, whether for total or partial unemployment, with respect to any benefit year, shall not be deemed to have exhausted his benefits in any benefit year, until he has received, in benefits, at least 50% of the figure set forth in section 1192, subsection 5, notwithstanding any other provision in this chapter to the contrary.

Effective October 7, 1967

Chapter 324

AN ACT Relating to Funds of Deceased Patients and Inmates.

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

Sec. 1. R. S., T. 34, § 9, additional. Title 34 of the Revised Statutes is amended by adding a new section 9, to read as follows:

§ 9. Funds of deceased patients and inmates

If any patient or inmate of any institution under the control of the department shall die, leaving on deposit in his personal account at such institution an amount not exceeding \$500, or leaving in the custody of the head thereof any personal property, and no executor of his will or administrator of his estate shall be appointed, the head of the institution may pay the balance of his account to the surviving spouse, and if none, to his next of kin, and if none, to the funeral director having any bill outstanding for the burial of the decedent, and if none, or if any balance remains after payment thereof, to any other preferred creditor or creditors who may appear to be entitled thereto, and shall deliver said personal property to the surviving spouse, and if none, to his next of kin, who may appear to be entitled thereto. Such payment or delivery shall not be made until 6 months have elapsed following the date of death of the patient or inmate. For any payment or delivery so made the head of the institution shall not be held liable to the decedent's executor or administrator thereafter appointed, or to his heirs, successors or assigns.

Any balance remaining on deposit in the personal account of a deceased patient or inmate unclaimed for 5 years following the death of the patient or inmate may be deposited with the Treasurer of State who shall, with respect to each institution from the head of which such deposit is received, establish and maintain a trust fund, the principal of which shall be comprised of such deposits, which fund in each case shall be maintained as part of the permanent trust funds of the State. The income from each such trust fund shall be paid by the Treasurer of State to the institution from which the deposit was received, to be expended by the head of the institution for the general benefit of the patients or inmates, provided that prior to any deposit under this section the following conditions shall have been complied with:

1. Petition. The head of the institution in which such funds of any deceased patient remain shall petition the probate court for the county in which the institution is located for a judicial determination of the existence of any person entitled as an heir to such funds, which petition verified by the head of the institution shall set forth all facts known to him, or believed by him, to be true,