

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fourth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
ONE HUNDRED AND FOURTH LEGISLATURE
1969

United States or State of Maine; to obligations as endorser, with or without recourse, or as guarantor, conditional, or unconditional, of dealer originated obligations; federal funds; interbank deposits; clearings; and loans to the extent secured by savings passbooks and life insurance cash value. In all cases where loans in excess of said 10% are granted, without collateral, the records of the company shall show who voted in favor thereof, and said records and those required by section 1132 shall constitute prima facie evidence of the truth of all facts stated therein in prosecutions and civil actions to enforce the several provisions and penalties enumerated in section 1133.

Effective October 1, 1969

Chapter 367

AN ACT to Conform the Statutes to the Rules of Civil Procedure.

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

Sec. 1. R. S., T. 14, § 865, amended. The first sentence of section 865 of Title 14 of the Revised Statutes is amended to read as follows:

All the provisions hereof respecting limitations apply to any counterclaim by the defendant except a counterclaim arising out of the transaction or occurrence that is the subject matter of the plaintiff's claim to the extent of the demand in the plaintiff's claim.

Sec. 2. R. S., T. 14, § 7457, additional. Title 14 of the Revised Statutes is amended by adding a new section 7457, to read as follows:

§ 7457. Effect of judgment

A judgment obtained under this chapter may be pleaded as *res judicata* only as to the amount involved in the particular action and shall not otherwise be deemed an adjudication of any fact at issue or found therein in any other action or court.

Sec. 3. R. S., T. 16, §§ 554 - 556, repealed. Sections 554 to 556 of Title 16 of the Revised Statutes are repealed.

Sec. 4. R. S., T. 32, § 4116, amended. Section 4116 of Title 32 of the Revised Statutes is amended to read as follows:

§ 4116. Civil actions

No person, partnership or corporation engaged in the business or acting in the capacity of a real estate broker or a real estate salesman within this State shall bring or maintain any action in the courts of this State for the collection of compensation for any services performed as a real estate broker

or real estate salesman without ~~alleging and~~ proving that such person, partnership or corporation was a duly licensed real estate broker or real estate salesman at the time the alleged cause of action arose.

Effective October 1, 1969

Chapter 368

AN ACT Relating to Juvenile Offenses.

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

R. S., T. 15, § 2552, amended. The last paragraph of section 2552 of Title 15 of the Revised Statutes is amended to read as follows:

Juvenile courts shall have no jurisdiction over offenses in which any juvenile is charged with the violation of any provision of Title 29 or over any other traffic law or ordinance, if such offense is a misdemeanor, except that juvenile courts shall have exclusive, original jurisdiction over offenses in which any juvenile is charged with a violation of Title 29, sections 900, 1312, 1312-A, 1315, ~~and~~ 1316 and 2158, subsection 2.

Effective October 1, 1969

Chapter 369

AN ACT to Provide a Uniform Fiscal Year for Municipalities.

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

Sec. 1. R. S., T. 30, § 2055, amended. Section 2055 of Title 30 of the Revised Statutes is amended to read as follows:

§ 2055. Annual meeting

Each town shall hold an annual meeting ~~in March~~, at which time the following town officials shall be elected by ballot: Moderator, clerk, selectmen, assessors, overseers of the poor, treasurer and school committee. Other town officials may be elected by ballot or, if not so elected, they shall be appointed by the selectmen. A town official may not be elected on a motion to cast one ballot.