

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fifth 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.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1971

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PUBLIC LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Fifth Legislature  
1971

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## Chapter 198

### AN ACT Providing Funds for Certain High School Equivalency Examinations.

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

**R. S., T. 20, § 102, sub-§ 14, amended.** The last sentence of subsection 14 of section 102 of Title 20 of the Revised Statutes, as amended by chapter 75 of the public laws of 1967, is further amended to read as follows:

Fees sufficient to defray operating costs may be charged by the commissioner, except that honorably discharged or released veterans of the Armed Forces of the United States and persons judged by the commissioner to be economically disadvantaged shall be exempt from payment of fees, which shall be paid from the income of the Permanent School Fund.

Effective September 23, 1971

## Chapter 199

### AN ACT Increasing Fees of Witnesses in the Courts and Relating to Expert Witness Fees as Court Costs.

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

**R. S., T. 16, § 251, amended.** Section 251 of Title 16 of the Revised Statutes, as amended by chapter 286 of the public laws of 1967, is further amended to read as follows:

#### § 251. Fees of witnesses

Witnesses in the Supreme Judicial Court, the Superior Court, the District Court or in the probate court, unless the court shall otherwise order, shall receive ~~§5~~ \$10, and before referees, auditors or commissioners specially appointed to take testimony or special commissioners on disputed claims appointed by probate courts, ~~§5~~ \$10, or before the county commissioners, ~~§5~~ \$10 for each day's attendance and ~~8c~~ 10¢ a mile for each mile's travel going and returning home. The court in its discretion may allow at the trial of any cause, civil or criminal, in said Supreme Judicial Court or the Superior Court, a reasonable sum not exceeding \$50 per day for the each day's attendance of any expert witness or witnesses at said trial, in taxing the costs of the prevailing party, ~~except that~~ and the expense of all expert witnesses for the State in murder cases shall be ~~in such amounts as the presiding justice shall allow and shall be~~ paid by the State and charged against the appropriation for the Department of the Attorney General. Such party or his attorney of record shall first file an affidavit within 30 days after entry of judgment and before the cause is settled, stating the name, residence, number of days in attendance and the actual amount paid or to be paid each expert witness in attendance at such trial. No more than ~~§5~~ \$10 per day shall be allowed or taxed by the clerk of courts in the costs of any civil action for the per diem attendance of a witness, unless the affidavit is filed, and the per diem is determined and allowed by the presiding justice.

Effective September 23, 1971