

MAINE STATE LEGISLATURE

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SEVENTH REVISION

THE
REVISED STATUTES

OF THE
STATE OF MAINE

PASSED AUGUST 5, 1930, AND TAKING
EFFECT NOVEMBER 10, 1930



By the Authority of the Legislature

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sixteen years, incapable of self-maintenance, who was or is dependent upon such soldier, sailor or marine.

Sec. 4. **Payment of relief granted.** 1929, c. 295, § 4. Relief granted under the provisions of this chapter shall be paid monthly by the treasurer of state upon warrants drawn by the governor and council.

Sec. 5. **Relief may be paid to other persons for benefit of dependents.** 1929, c. 295, § 5. Such relief may, in the discretion of the commission, be paid to any other persons whom they may designate for the benefit of such dependents.

Sec. 6. **Not to be considered paupers.** 1929, c. 295, § 6. No pauper disabilities shall be created by reason of receiving the relief provided in this chapter.

Sec. 7. **Form of application to be designated by commission.** 1929, c. 295, § 7. Application for relief shall be made in any form designated by the commission.

Sec. 8. **Penalty for false statements or fraudulent claims.** 1929, c. 295, § 9. Whoever knowingly makes a false statement, oral or written, relating to a material fact in support of claim to war allowance or state aid under the provisions of this chapter, shall be punished by a fine of not more than five hundred dollars, or by imprisonment for not more than eleven months. Whoever, being entitled to the benefits of this chapter, fraudulently claims or receives pay for a period of time following a termination of his right to receive the same, shall be punished by a fine of not more than five hundred dollars, or by imprisonment for not more than eleven months, or by both such fine and imprisonment.

CHAPTER 160.

Soldiers' Bonus Fund. War Bond Sinking Fund.

The Soldiers' Bonus Fund.

Sec. 1. **Soldiers in the war with Germany entitled to bonus of \$100.** 1919, c. 264, § 1. In order to promote the spirit of patriotism and loyalty, in testimony of the gratitude of the state of Maine, and in recognition of the splendid services of Maine men in the war with Germany, every soldier, as hereinafter defined, who served during the war at any time from April sixth, nineteen hundred seventeen, to November eleventh, nineteen hundred eighteen, inclusive, shall be entitled to receive from the state of Maine, from a fund hereinafter created and called "The Soldiers' Bonus Fund," the sum of one hundred dollars.

Sec. 2. **The term "soldier" defined.** 1919, c. 264, § 2. 1921, c. 100, § 1. The word "soldier" as used in this chapter shall mean any officer, soldier, sailor, marine, nurse, or any other person regularly enlisted, who has been or is a part of the military or naval forces of the United States in the war with Germany and who was a resident of the state of Maine at the time he was commissioned, enlisted, inducted, appointed or mustered into the military or naval service of the United States, and who has been or may be given an honorable or ordinary discharge or release from such service, or who, if still in such service at the time of application for said bonus, may be given a certificate of

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good standing; provided, however, that the word "soldier," as used in this chapter, shall not be construed to mean, and shall not include any person who, at any time during the period of the war with Germany, sought to avoid service because of conscientious objections thereto, or because of alienage, or who has been at any time guilty of fraud or wilful violation or evasion of the Selective Service Act or of the rules or regulations of the war department in force thereunder.

Sec. 3. Application for bonus, when and where filed; what application shall contain. 1919, c. 264, § 3. 1921, c. 100, § 2. 1923, c. 55. 1925, c. 1. 1929, c. 289. Applications for such bonus shall be filed with the adjutant-general, on forms provided by him, before the first day of July, nineteen hundred thirty-three. Such application shall state facts sufficient to establish the status of such applicant as soldier as defined herein, and shall be duly verified.

Sec. 4. "Soldiers' Bonus Board" created; powers and duties. 1919, c. 264, § 4. There is hereby created a board to be known as "The Soldiers' Bonus Board," to consist of the state auditor, the treasurer of state and the adjutant-general. It shall be the duty of the said board to examine into such applications and make any other examination necessary to establish facts, and approve or disapprove the same. Whenever any such application is approved by said board it shall be the duty of the adjutant-general to prepare a voucher and transmit the same to the state auditor; said auditor shall issue his certificate therefor, for the amount stated therein, and the treasurer of state shall pay the same upon warrant of the governor and council out of said soldiers' bonus fund.

Sec. 5. Bond issue authorized to provide funds; how fund shall be designated; bonds to mature within ten years of issue. 1919, c. 264, § 5. For the purpose of carrying out the provisions of this chapter, the treasurer of state is hereby authorized, with the approval of the governor and council, to issue bonds or notes from time to time as they are needed, to an amount not exceeding in the aggregate three million dollars. Such bonds or notes shall be designated "Maine Military Service Loan, Act of 1919," shall mature not more than ten years from the date thereof, and shall bear such rate of interest, and be in such form and on such terms and conditions, other than those herein specified, as the governor and council may determine. Said bonds or notes shall be issued in the name and behalf of the state, and shall be deemed a pledge of the faith and credit of the state. The proceeds of the sale thereof shall be deposited with the treasurer of state to the credit of a fund hereby created, which fund shall be known as "The Soldiers' Bonus Fund," and from which the payments hereby authorized shall be made.

Sec. 6. How funds shall be provided for retirement of bonds. 1919, c. 264, § 6. 1921, c. 134. 1925, c. 122. The amount necessary to pay said bonds or notes as they mature, and the interest as it accrues, shall be raised by state taxes, levied and collected in the same manner as other state taxes are levied and collected. Beginning April first, nineteen hundred twenty-one, and for each and every succeeding year for twelve years, there shall be raised a sum sufficient for the redemption of such bonds or notes to an amount not exceeding three hundred thousand dollars per year and such additional sum as may be required for the payment of interest on all such bonds or notes outstanding. The sums so levied and collected shall be placed in the said soldiers' bonus fund, and redemption of said bonds or notes and payment of the interest thereon shall be made from said fund. Any bonds issued under the provisions of this chapter and retired under the provisions of this section, may be reissued to

an amount not exceeding in the aggregate three hundred thousand dollars under the same terms and conditions as bonds originally issued under the provisions of this chapter, and the proceeds of the sale thereof shall be deposited with the treasurer of state to the credit of the soldiers' bonus fund and be available for the purposes of this chapter.

On December first, nineteen hundred twenty-five, the state auditor is authorized to transfer from the account known as soldiers' bonus fund to the account known as reserve to retire soldiers' bonus bonds one hundred fifteen thousand dollars, said sum to become a part of the amount required to pay soldiers' bonus bonds maturing on that date.

See § 9.

Sec. 7. Board authorized to employ assistance for administration. 1919, c. 264, § 7. The soldiers' bonus board, the state auditor, the adjutant-general, and the state treasurer are hereby empowered, with the approval of the governor and council, to employ such assistance and to incur such other expense as may be necessary for the administration and the carrying out of the provisions of this chapter; and the funds necessary for such administration and carrying out of the provisions of this chapter shall be expended from said soldiers' bonus fund.

Sec. 8. In case of decease of "soldier," bonus to be paid to dependents; order of precedence; bonus not subject to assignment nor to claims of creditors. 1919, c. 264, § 8. In the case of the decease of any person who would if alive be entitled to the benefits of this chapter, the sum herein named shall be paid to his dependents, if any, and otherwise to his heirs-at-law; provided, that if there is more than one dependent, or heir-at-law, payments shall in either case be made in such proportions as the said soldiers' bonus board shall determine, and in determining the order of precedence the following order so far as practicable shall be observed: wife and children, mother or father, brother or sister, other dependents; provided, however, that no right or payment under this chapter shall be subject to the claims of creditors, capable of assignment and no assignment of the same shall be valid or binding, regarded as assets legal or equitable of the estate of the deceased, or made the basis for administration thereof.

War Bond Sinking Fund.

Sec. 9. War bond sinking fund; mill tax; application. 1927, c. 162. 1929, c. 284. A tax of one mill on a dollar shall annually be assessed upon all the property of the state according to the value thereof, to be known as the "War Bond Sinking Fund." The proceeds of this fund shall be used for the following purposes in the following order:

First: To pay the interest on all bonds issued under authority of chapter one hundred eighty-seven of the public laws of nineteen hundred seventeen.

Second: To pay the interest on all bonds issued or reissued under authority of chapter two hundred sixty-four of the public laws of nineteen hundred nineteen, as amended by chapter one hundred thirty-four of the public laws of nineteen hundred twenty-one.

Third: To provide the annual sum necessary for the sinking fund established by chapter two hundred sixty-four, section six, of the public laws of nineteen hundred nineteen, as amended by said chapter one hundred thirty-four, of the public laws of nineteen hundred twenty-one.

Fourth: To provide the annual sum necessary to pay bonds issued under the provisions of chapter one hundred eighty-seven of the public laws of

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nineteen hundred seventeen maturing during the fiscal years ending June thirtieth, nineteen hundred thirty to June thirtieth, nineteen hundred thirty-two, inclusive.

Fifth: To pay the pensions for soldiers, sailors, and marines, their widows, children, and other dependents under any provision of law governing the same and all sums payable under any provision of law for the relief of dependents of soldiers, sailors, and marines who served in the World War, including pensions granted on account of military service under the provisions of any resolve of the legislature.

Sixth: To set aside in the fiscal year ending June thirtieth, nineteen hundred thirty-three, and in each of the fiscal years thereafter to and including the year nineteen hundred thirty-seven, the sum of one hundred thousand dollars each year, the same to be used to pay the bonds maturing on May first nineteen hundred thirty-seven, said bonds having been issued under authority of chapter one hundred eighty-seven, of the public laws of nineteen hundred seventeen.

Seventh: In so far as the amount raised of said tax of one mill on a dollar shall not be required at any time for the purposes intended in the six preceding paragraphs, the excess shall be deemed to be general revenue of the state, available for appropriation by the legislature as it shall determine.

CHAPTER 161.

Provisions for Mothers with Dependent Children.

Sec. 1. Cities and towns to render aid to mothers with dependent children. 1917, c. 222, § 1. 1919, c. 17, § 1. Every city and town shall, subject to the provisions hereinafter contained, render suitable and needful aid to any mother residing therein, with a dependent child or children under the age of sixteen years, who needs and desires such aid to enable her to maintain herself and children in her home and who is fit and capable, mentally, morally, and physically to bring up her children.

Sec. 2. Settlement or residence in state necessary; not to be deemed paupers. 1917, c. 222, § 2. 1919, c. 17, § 2. This chapter shall apply to all mothers and their dependent children who may have a settlement in this state, or who shall have resided in the state for not less than five consecutive years next prior to making application for aid. No mother, nor any of her children shall acquire a settlement or be in process of acquiring a settlement while receiving aid nor be deemed a pauper by reason of receiving such aid.

Sec. 3. Aid may be in money or supplies. 1917, c. 222, § 3. 1919, c. 17, § 3. The aid to be furnished hereunder may be furnished either in money or supplies or both.

Sec. 4. State board of mothers' aid; municipal board, duties. 1917, c. 222, § 4. The state board of mothers' aid shall serve without compensation and shall consist of the commissioners of the department of public welfare ex officio. The secretary of said commission shall be ex officio secretary of the state board of mothers' aid, and serve without additional compensation as such.

In each city, town, and plantation there shall be a municipal board of mothers' aid, hereinafter referred to as the municipal board, to consist of the overseers