

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2212

H. P. 1753

House of Representatives, January 2, 1974

Referred to the Committee on State Government. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Sproul of Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FOUR

AN ACT Relating to Conflicts of Interest and Purchases
by Governmental Units.

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

Sec. 1. R. S., T. 17, § 3104, repealed and replaced. Section 3104 of Title 17 of the Revised Statutes, as amended by section 1 of chapter 247 of the public laws of 1967, is repealed and the following enacted in place thereof:

§ 3104. Conflicts of interests, pecuniary interests and purchases by governmental units

No elected or appointed official of municipal, county or State Government, or other person holding a place of trust in any government office, public institution or quasi-public corporation shall be pecuniarily interested directly or indirectly in any contracts made in behalf of the governmental unit, institution or quasi-public corporation in which he holds such place of trust, and any contract made in violation hereof is void. If such officer or person receives any drawbacks, presents, gratuities or secret discounts to his own use on account of such contracts, or from the profits in any materials, supplies or labor furnished or done for such governmental unit, institution or quasi-public corporation, he shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than 11 months, or by both.

No elected or appointed official shall receive any expense moneys, except approved and verified disbursements, other than prior approved fixed amounts for the use of privately owned automobiles.

No elected official shall receive any increase in pay during the term of office for which he was elected within which such vote of increase was taken.

No elected official shall be appointed to a civil office which shall have been created, the emoluments of which increased, or a civil office to expend funds appropriated, within one year from the expiration of the term of office for which he had been elected making it possible to vote on such civil office or appropriation.

This section shall not apply to purchases of the State by the Governor and Council under authority of Title 1, section 814.

Sec. 2. R. S., T. 30, § 52, repealed. Section 52 of Title 30 of the Revised Statutes is repealed.

Sec. 3. R. S., T. 30, § 2251, repealed. Section 2251 of Title 30 of the Revised Statutes, as amended, is repealed.

STATEMENT OF FACT

It is the intent of this Act to create a uniform law which is equally applied to government officials at all levels of government.