

MAINE STATE LEGISLATURE

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129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 1457

H.P. 1069

House of Representatives, April 2, 2019

**An Act To Make References to the Governor and Supreme Judicial
Court Justices Gender Neutral**

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative MOONEN of Portland.

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

2 **Sec. 1. 1 MRSA §8**, as amended by PL 1981, c. 456, Pt. A, §1, is further amended
3 to read:

4 **§8. Transfer of legislative jurisdiction**

5 **1. Notice.** In order to acquire all, or any measure of, legislative jurisdiction of the
6 kind involved in the Constitution of the United States, Article I, Section 8, Clause 17 over
7 any land or other area; or in order to relinquish such legislative jurisdiction, or any
8 measure thereof, ~~which that~~ may be vested in the United States; the United States acting
9 through a duly authorized department, agency or officer, shall file a notice of intention to
10 acquire or relinquish such legislative jurisdiction, hereinafter called notice, together with
11 a sufficient number of duly authenticated copies ~~thereof~~ of the notice to meet the
12 recording requirements of subsection 3, with the Governor. The notice ~~shall~~ must contain
13 a description adequate to permit accurate identification of the boundaries of the land or
14 other area for which the change in jurisdictional status is sought and a precise statement
15 of the measure of legislative jurisdiction sought to be transferred. Immediately upon
16 receipt of the notice, the Governor shall furnish the Attorney General with a copy ~~thereof~~
17 of the notice and shall request ~~his~~ the Attorney General's comments and recommendations
18 ~~thereon~~ on the notice.

19 **2. Legislative approval of transfer of jurisdiction.** The Governor shall transmit
20 ~~said the~~ notice filed pursuant to subsection 1 together with ~~his the~~ Governor's comments
21 and recommendations, if any, and the comments and recommendations of the Attorney
22 General, if any, to the next session of the Legislature ~~which shall be that is~~
23 constitutionally competent to consider the ~~same~~ transfer of jurisdiction. Unless prior to
24 the expiration of the legislative session to which ~~said the~~ notice is transmitted ~~as~~
25 ~~provided~~, the Legislature ~~has adopted~~ adopts an Act approving the transfer of legislative
26 jurisdiction as proposed in ~~said the~~ notice, the ~~said transfer shall not be effective~~ does not
27 take effect.

28 **3. Recordation.** The Governor shall cause a duly authenticated copy of the notice
29 and Act to be recorded in the registry of deeds of the county where the land or other area
30 affected by the transfer of jurisdiction is situated, and upon such recordation the transfer
31 of jurisdiction ~~shall take~~ takes effect. If the land or other area ~~shall be~~ is situated in more
32 than one county, a duly authenticated copy of the notice and Act ~~shall~~ must be recorded
33 in the registry of deeds of each such county.

34 **Sec. 2. 1 MRSA §14**, as amended by PL 1975, c. 771, §3, is further amended to
35 read:

36 **§14. Survey of land to be taken; filing and recording**

37 When the Governor determines that a public exigency requires the taking of any land
38 or rights as provided for in section 13, ~~he the~~ Governor shall cause the ~~same~~ land to be
39 surveyed, located and so described that ~~the same~~ it can be identified, and a plan thereof
40 ~~shall~~ must be filed in the office of the Secretary of State and there recorded. The filing of
41 ~~said the~~ plan ~~shall vest~~ vests the title to ~~such that~~ land and rights in the State of Maine or

1 ~~their~~ the State's grantees, to be held during the pleasure of the State and, if transferred to
2 the United States, during the pleasure of the United States.

3 **Sec. 3. 1 MRSA §111-A**, as enacted by PL 1977, c. 214, §3, is amended to read:

4 **§111-A. Arbor Week**

5 The Governor shall annually issue a proclamation setting apart the 3rd full week in
6 May as Arbor Week, recommending its observance by the public in the planting of trees,
7 shrubs and vines, in the promotion of forest growth and culture, in the adornment of
8 public and private grounds, places and ways, and in such other efforts and undertakings
9 as ~~shall~~ harmonize with the general character of the week. ~~He~~ The Governor shall
10 recommend that ~~such~~ the week be observed in rural and suburban schools by exercises
11 appropriate to Arbor Week.

12 **Sec. 4. 1 MRSA §521, sub-§1**, as enacted by PL 1975, c. 360, is amended to
13 read:

14 **1. Available to public.** The Governor shall maintain in ~~his~~ the Governor's office a
15 file containing a copy of every executive order issued by ~~him~~ that Governor or by
16 previous governors, ~~which~~ that is currently in effect. This file ~~shall~~ must be open to
17 public inspection at reasonable hours.

18 **Sec. 5. 1 MRSA §711** is amended to read:

19 **§711. Proclamation of Governor**

20 Whenever, due to an emergency resulting from the effects of enemy attack, or the
21 anticipated effects of a threatened enemy attack, it becomes imprudent, inexpedient or
22 impossible to conduct the affairs of State Government at the normal location of the seat
23 thereof in Augusta, the Governor shall, as often as the exigencies of the situation require,
24 by proclamation, declare an emergency temporary location, or locations, for the seat of
25 government at such place, or places, within or without this State as ~~he may deem~~ the
26 Governor considers advisable under the circumstances, and shall take such action and
27 issue such orders as may be necessary for an orderly transition of the affairs of State
28 Government to ~~such~~ that emergency temporary location, or locations. ~~Such~~ The
29 emergency temporary location, or locations, ~~shall remain~~ remains as the seat of
30 government until the Legislature ~~shall~~ by law ~~establish~~ establishes a new location, or
31 locations, or until the emergency is declared to be ended by the Governor and the seat of
32 government is returned to its normal location.

33 **Sec. 6. 2 MRSA §1**, as amended by PL 1993, c. 361, Pt. B, §1, is further amended
34 to read:

35 **§1. Residence; office hours; secretary; salary**

36 The Governor ~~shall have his~~ is entitled to reside in the Governor's official residence
37 at Augusta during ~~his~~ the Governor's term of office; and shall keep ~~his~~ an office at the

1 State House open for the transaction of the business of the State during all normal
2 working hours of the State House.

3 In the absence of the Governor, ~~his~~ the Governor's private secretary ~~shall~~ must be in
4 attendance and the private secretary shall devote ~~his~~ the private secretary's entire time to
5 the duties of ~~his~~ the Governor's office.

6 Until the first Wednesday of January 1987, the Governor ~~shall receive~~ receives an
7 annual salary of \$35,000. Beginning the first Wednesday of January 1987, the Governor
8 ~~shall~~ is entitled to receive an annual salary of \$70,000.

9 A former Governor may accept as a personal gift from the State at the end of ~~his~~ the
10 Governor's final term the desk and chair used by that Governor as Governor.

11 **Sec. 7. 2 MRSA §1-A, sub-§1, ¶B**, as amended by PL 1987, c. 422, is further
12 amended to read:

13 B. The surviving spouse of a Governor or former Governor ~~shall be~~ is eligible to
14 receive:

15 (1) If the spouse is age 60 or older:

16 (a) The retirement allowance the Governor was receiving or was entitled to
17 receive if the deceased or former Governor died at age 60 or older; or

18 (b) A retirement pension equal to 3/8 of the salary paid to the Governor
19 currently in office if the former Governor died before age 60; or

20 (2) If the spouse is under age 60:

21 (a) At the time the spouse reaches age 60, a retirement pension equal to 3/8
22 of the salary paid to the Governor currently in office; or

23 (b) Before the spouse reaches age 60, a reduced retirement pension
24 actuarially equivalent to the benefit ~~which he~~ that the Governor would have
25 received under division (a).

26 **Sec. 8. 2 MRSA §1-A, sub-§1, ¶C**, as enacted by PL 1985, c. 801, §§1 and 7, is
27 amended to read:

28 C. Any person who succeeds to the office of Governor by means other than by
29 election must serve as Governor a minimum of 6 months to qualify ~~himself~~ for or for
30 a surviving spouse to qualify for the retirement allowance.

31 **Sec. 9. 2 MRSA §2** is amended to read:

32 **§2. Expense account**

33 The "Governor's Expense Account", ~~as heretofore established,~~ shall must be credited
34 with ~~such~~ those amounts as that are appropriated by the Legislature ~~therefor~~ for that
35 purpose. This appropriation ~~shall~~ must be available for expenditure by the Governor at ~~his~~
36 the Governor's discretion. This account ~~shall~~ is not be subject to audit, except as to total
37 amount to be paid.

1 **Sec. 10. 2 MRSA §3**, as amended by PL 1973, c. 509, §1, is further amended to
2 read:

3 **§3. Expense account of Governor-elect**

4 The "Governor-elect's Expense Account," as heretofore established, shall be is a
5 continuing reserve to which shall must be credited the sum of \$5,000. At the close of each
6 fiscal year there shall must be transferred from unappropriated surplus an amount
7 sufficient to restore ~~such~~ the expense account to \$5,000.

8 This appropriation shall must be available for expenditure by the Governor-elect at
9 his the Governor-elect's discretion, provided he is Governor-elect to his after the
10 Governor-elect has been elected to, but prior to being sworn in to, that Governor-elect's
11 first term in office. This account shall is not be subject to audit, except as to total amount
12 to be paid.

13 **Sec. 11. 3 MRSA §312-A, sub-§8**, as enacted by PL 1983, c. 160, §1, is amended
14 to read:

15 **8. Legislative action.** "Legislative action" means the drafting, introduction,
16 consideration, modification, enactment or defeat of any bill, resolution, amendment,
17 report, nomination or other matter by the Legislature, by either the House of
18 Representatives or the Senate, any committee or an official in the Legislative Branch
19 acting in ~~his~~ the official's official capacity, or action of the Governor in approving or
20 vetoing any legislative document presented to the Governor for ~~his~~ the Governor's
21 approval.

22 **Sec. 12. 4 MRSA §2**, as amended by PL 1979, c. 127, §6, is further amended to
23 read:

24 **§2. Appointment of additional justices**

25 Whenever the Chief Justice of the Supreme Judicial Court or, in the event of ~~his~~ the
26 Chief Justice's disability, any associate justice thereof has reason to believe that any
27 Justice of the Supreme Judicial or Superior Court is totally and permanently disabled by
28 reason of physical or mental incapacity and because thereof is unable to perform the
29 duties of ~~his~~ the office, ~~he~~ the Chief Justice or associate justice shall cause a commission
30 of 3 competent disinterested members of the medical profession to make due inquiry and
31 examination into the facts and report ~~thereon~~ the results of the inquiry to the Supreme
32 Judicial Court. Upon receiving ~~said~~ the report, ~~he~~ the Chief Justice or associate justice
33 shall ~~thereupon~~ call a meeting of ~~said court~~ the Supreme Judicial Court and submit to
34 ~~them~~ it the report of ~~said~~ the medical commission. The court shall ~~thereupon, upon said,~~
35 based on the report and ~~such~~ other evidence as they may ~~deem~~ consider necessary, if any,
36 determine the facts ~~in relation thereto~~. If ~~said~~ the court ~~find~~ finds that ~~said~~ the Justice of
37 the Supreme Judicial or Superior Court is permanently and totally disabled by reason of
38 physical or mental incapacity and because ~~thereof~~ of the disability is unable to perform
39 the duties of ~~his~~ the office, the Chief Justice shall certify ~~said~~ that fact to the Governor.
40 Upon receipt of ~~such~~ a certificate from the court, the Governor shall make due inquiry
41 into the matter and, if ~~he~~ the Governor confirms the finding of ~~said~~ the court, the

1 Governor shall appoint an additional Justice of the Supreme Judicial or Superior Court, as
2 the case may be.

3 **Sec. 13. 4 MRSA §4, sub-§3, ¶C**, as enacted by PL 1983, c. 853, Pt. C, §§4 and
4 18, is amended to read:

5 C. The Chief Justice of the Supreme Judicial Court or ~~his~~ the Chief Justice's
6 designee may prescribe regulations for the submission of the required statements
7 through ~~his~~ the Chief Justice's office; and for the advance approval by ~~him~~ the Chief
8 Justice of other reasonably necessary expenses.

9 **Sec. 14. 4 MRSA §6**, as amended by PL 1983, c. 853, Pt. C, §§6 and 18, is further
10 amended to read:

11 **§6. Active Retired Justices**

12 Any Justice of the Supreme Judicial Court, who has retired from the court under this
13 chapter in effect prior to December 1, 1984, or any Justice of the Supreme Judicial Court
14 who retires or terminates ~~his~~ service on the court in accordance with chapter 27, except
15 for a disability retirement, is eligible for appointment as an Active Retired Justice of the
16 Supreme Judicial Court as provided. The Governor may, subject to review by the joint
17 standing committee of the Legislature having jurisdiction over judiciary and to
18 confirmation by the Legislature, appoint any eligible justice as an Active Retired Justice
19 of the Supreme Judicial Court for a term of 7 years, unless sooner removed, and that
20 justice may be reappointed for a like term. Any justice ~~so~~ appointed and designated ~~shall~~
21 ~~thereupon constitute~~ as an Active Retired Justice of the Supreme Judicial Court
22 constitutes a part of the court from which ~~he has~~ the Justice retired and ~~shall have~~ has the
23 same jurisdiction and ~~be is~~ subject to the same restrictions ~~therein~~ as before retirement,
24 except that ~~he shall~~ the Active Retired Justice may act only in the cases and matters and
25 hold court only at the terms and times as ~~he may be~~ directed and assigned ~~to~~ by the Chief
26 Justice of the Supreme Judicial Court. The Chief Justice is empowered and authorized to
27 assign and designate ~~any such an~~ an Active Retired Justice of the Supreme Judicial Court as
28 to ~~his that~~ justice's services and may direct as to which term of the Law Court ~~he shall~~
29 ~~attend~~ the Active Retired Justice attends, and order ~~him~~ the Active Retired Justice to hear
30 all matters and issue all orders, notices, decrees and judgments in vacation that any
31 Justice of the Supreme Judicial Court is authorized to hear or issue.

32 **Sec. 15. 4 MRSA §6-A**, as enacted by PL 1979, c. 12, §1, is amended to read:

33 **§6-A. Active Retired Justice of Supreme Judicial Court to sit in Superior Court**

34 An Active Retired Justice of the Supreme Judicial Court may be assigned by the
35 Chief Justice of the Supreme Judicial Court to sit in the Superior Court in any county, and
36 when so directed ~~he shall have~~ the Active Retired Justice has authority and jurisdiction
37 ~~therein in that county~~ as if ~~he~~ the Active Retired Justice were a regular Justice of the
38 Superior Court; and, whenever the Chief Justice of the Supreme Judicial Court so directs,
39 ~~he~~ the Active Retired Justice may hear all matters and issue all orders, notices, decrees
40 and judgments that any Justice of the Superior Court is authorized to hear and issue.

1 The order of the Chief Justice of the Supreme Judicial Court directing an Active
2 Retired Justice of the Supreme Judicial Court to sit in the Superior Court ~~shall~~ must be
3 filed with the Executive Clerk of the Supreme Judicial Court, but need not be docketed or
4 otherwise recorded in any case heard by ~~him~~ the Active Retired Justice.

5 **Sec. 16. 4 MRSA §54**, as amended by PL 1975, c. 408, §8, is further amended to
6 read:

7 **§54. Clerks; duties; compensation; expenses of county**

8 The Chief Justice of the Supreme Judicial Court shall appoint a clerk of the law court
9 to serve at ~~his~~ the Chief Justice's pleasure and shall, from time to time, designate one or
10 more of the clerks of court or some competent person or persons ~~who shall~~ to act as
11 additional clerks of the law court. The clerk of the law court ~~shall~~ is entitled to receive
12 such salary as the Chief Justice ~~shall determine~~ determines and shall devote full time to
13 ~~his~~ the clerk's duties. The clerk of the law court shall also act as reporter of decisions. The
14 Chief Justice or in ~~his~~ the Chief Justice's absence the senior justice present shall allow to
15 the county in which any law term is held such expense as may be incurred on account of
16 such law term, which ~~shall~~ must be paid by the State. The dockets of the law court ~~shall~~
17 must be made from time to time and kept as the court may direct.

18 **Sec. 17. 4 MRSA §101-A**, as enacted by PL 1983, c. 269, §§7 and 9, is amended
19 to read:

20 **§101-A. Chief Justice of the Superior Court**

21 The Chief Justice of the Supreme Judicial Court shall designate one of the Justices of
22 the Superior Court as the Chief Justice of the Superior Court. ~~He shall serve~~ The Justice
23 so designated serves at the pleasure and under the supervision of the Chief Justice of the
24 Supreme Judicial Court and ~~shall be~~ is responsible for the operation of the Superior
25 Court. Any authority relating to the operation of the Superior Court, that is vested by law
26 in the Chief Justice of the Supreme Judicial Court, may be delegated by ~~him~~ the Chief
27 Justice of the Supreme Judicial Court to the Chief Justice of the Superior Court acting
28 under ~~his~~ the supervision of the Chief Justice of the Supreme Judicial Court. The Chief
29 Justice of the Superior Court shall also perform such additional duties as may be assigned
30 to ~~him~~ the Chief Justice of the Superior Court from time to time by the Chief Justice of
31 the Supreme Judicial Court. The term "Justice of the Superior Court" includes the Chief
32 Justice of the Superior Court.

33 **Sec. 18. 4 MRSA §102, sub-§3**, as enacted by PL 1983, c. 853, Pt. C, §§7 and 18,
34 is amended to read:

35 **3. Expenses.** Section 4, relating to reimbursement of Justices of the Supreme
36 Judicial Court for expenses incurred by them, including clerical assistance, ~~shall apply~~
37 applies to Justices of the Superior Court. The Chief Justice of the Supreme Judicial Court
38 or ~~his~~ the Chief Justice's designee may specify by order a maximum amount to be
39 expended by any justice for clerical assistance.

40 **Sec. 19. 4 MRSA §106** is amended to read:

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§106. Conferences

The Chief Justice of the Supreme Judicial Court may from time to time call together the several Justices of the Superior Court at such place as ~~he~~ the Chief Justice may appoint for conference as to the conduct and dispatch of judicial business and interchange of views in matters of practice in ~~said~~ the court. In addition to their salaries and expenses in holding the several terms of court to which they are assigned, the several justices ~~shall~~ be are entitled to their actual cash disbursements in attending such conferences.

Sec. 20. 4 MRSA §117, as amended by PL 1975, c. 735, §5, is further amended to read:

§117. Other expenses of the court

Within the limits of the funds and appropriations available to the Superior and Supreme Judicial Courts, the Chief Justice of the Supreme Judicial Court or ~~his~~ the Chief Justice's designee may authorize the expenditure of funds for such other expenses and capital improvements as are reasonably necessary for the efficient operation of the Superior and Supreme Judicial Courts.

Sec. 21. 4 MRSA §120, first ¶, as repealed and replaced by PL 1987, c. 769, Pt. B, §2, is amended to read:

The Chief Justice of the Supreme Judicial Court may assign a Justice of the Superior Court who had been serving as a Judge of the District Court and who has been nominated and confirmed as a Justice of the Superior Court to sit in the District Court in order to finish any cases ~~which he~~ that the justice had presided over as a Judge of the District Court and ~~which that~~ remain unresolved after ~~his~~ the justice's confirmation.

Sec. 22. 4 MRSA §164, sub-§1 is amended to read:

1. Hold court when necessary. Hold court in any division when ~~he deems~~ the Chief Judge determines it necessary by reason of illness, absence or disability of the judge regularly assigned or by reason of an excessive case load in any district;

Sec. 23. 4 MRSA §164, sub-§§6 and 7, as amended by PL 1975, c. 408, §15, are further amended to read:

6. Records and reports. Prescribe, subject to the approval of the Chief Justice or ~~his~~ the Chief Justice's delegate, the records to be kept and destroyed and the reports to be made by each district judge;

7. Statistics. Collect such statistics and other information pertaining to the business of the District Court as are requested by the Chief Justice or ~~his~~ the Chief Justice's delegate;

Sec. 24. 4 MRSA §164, sub-§8, as amended by PL 1977, c. 544, §9, is further amended to read:

1 **8. Budget.** Utilizing such assistance from the Administrative Office of the Courts as
2 ~~he~~ the Chief Judge may request, prepare and submit a proposed annual budget for the
3 District Court to the Chief Justice or ~~his~~ the Chief Justice's delegate;

4 **Sec. 25. 4 MRSA §164, sub-§11** is amended to read:

5 **11. Conference of judges.** Convene at least once annually at such place as ~~he may~~
6 ~~deem~~ the Chief Judge considers appropriate, a conference of District Court Judges to
7 consider and take action upon or make recommendations with respect to current problems
8 in the operation of the District Court. The expenses of District Court Judges attending this
9 conference ~~shall be~~ are an expense of the District Court;

10 **Sec. 26. 4 MRSA §556, first ¶,** as repealed and replaced by PL 1975, c. 735, §11,
11 is amended to read:

12 The clerk shall keep a true and exact account of all moneys ~~which he~~ that the clerk
13 receives or is entitled to receive for services by virtue of ~~his~~ the office as clerk of the
14 Superior or Supreme Judicial Courts and shall pay the same to the Treasurer of State. All
15 moneys belonging to the county or State respectively ~~shall~~ must be paid within 30 days
16 after they are received by ~~him~~ the clerk, in such manner as the Chief Justice or ~~his~~ the
17 Chief Justice's designee shall from time to time specify. If, in either case, ~~he~~ the clerk
18 neglects to do so, ~~he~~ the clerk shall pay 25% interest thereon until paid. Upon the county
19 treasurer's or Treasurer of State's notice of any known delinquency, the clerk's bond ~~shall~~
20 must then be sued.

21 **Sec. 27. 4 MRSA §702,** as amended by PL 1973, c. 788, §8, is further amended to
22 read:

23 **§702. Duties**

24 The Reporter of Decisions shall prepare correct reports of all legal questions argued
25 and decided, reporting cases more or less at large according to ~~his~~ the reporter's judgment
26 of their importance. ~~He~~ The reporter shall publish periodic advance sheets and at least
27 one volume of Maine Reports yearly. The reporter shall, subject to the approval of the
28 Chief Justice of the Supreme Judicial Court, make a written contract in the name of the
29 State with any person, firm or corporation for the printing, publishing and binding of ~~said~~
30 those reports. The price of each volume and the advance sheets ~~shall~~ must be stated in the
31 contract. ~~He~~ The reporter may require ~~such~~ the person, firm or corporation with whom the
32 reporter contracts to give a good and sufficient bond with good and sufficient sureties,
33 conditioned for the faithful performance of all the terms and conditions of ~~such~~ that
34 contract by the person, firm or corporation with whom the reporter ~~makes such contract~~
35 contracts. In case of a breach of any or all of the conditions of ~~such~~ the bond, the reporter
36 may maintain an action on ~~such~~ the bond in the name of the State. In the exercise of any
37 discretionary powers vested in ~~him~~ the reporter by this section or by section 57, the
38 Reporter of Decisions shall act in accordance with such instructions or advice ~~as may be~~
39 given to him by received from the Chief Justice of the Supreme Judicial Court.

1 All copies of the Maine Reports purchased by the State ~~shall~~ must be delivered to the
2 State Law Librarian for distribution as provided in Title 3, section 173, subsection 3,
3 paragraph B.

4 **Sec. 28. 4 MRSA §1051, first ¶**, as repealed and replaced by PL 1985, c. 819, Pt.
5 A, §1, is amended to read:

6 ~~No court~~ Court may not be held on Sunday or any day designated for the annual
7 Thanksgiving; New Year's Day, January 1st; Martin Luther King, Jr., Day, the 3rd
8 Monday in January; Washington's Birthday, the 3rd Monday in February; Patriot's Day,
9 the 3rd Monday in April; Memorial Day, the last Monday in May, but if the Federal
10 Government designates May 30th as the date for observance of Memorial Day, the 30th
11 of May; the 4th of July; Labor Day, the first Monday of September; Columbus Day, the
12 2nd Monday in October; Veterans' Day, November 11th; or on Christmas Day. The Chief
13 Justice of the Supreme Judicial Court may order that court be held on a legal holiday
14 when ~~he~~ the Chief Justice finds that the interests of justice and judicial economy in any
15 particular case will be served. The public offices in county buildings may be closed to
16 business on the holidays named in this section. When any one of the holidays named in
17 this section falls on Sunday, the Monday following ~~shall~~ must be observed as a holiday,
18 with all the privileges applying to any of the days named in this section.

19 **Sec. 29. 25 MRSA §50, 2nd ¶**, as enacted by PL 1971, c. 423, §2, is amended to
20 read:

21 The Governor is authorized and empowered to do all things necessary to protect the
22 public and prevent damage to property. The Governor may order the State Police or
23 National Guard to evacuate any area designated by ~~him~~ the Governor and to carry out any
24 other orders ~~he deems~~ the Governor determines necessary, and ~~they shall~~ in such event
25 the State Police and National Guard have full authority to carry out ~~his~~ the Governor's
26 orders. The Governor may delegate any authority vested in ~~him~~ the Governor under this
27 provision.

28 **Sec. 30. 35-A MRSA §1320, sub-§7**, as enacted by PL 1987, c. 141, Pt. A, §6, is
29 amended to read:

30 **7. Stay.** While an appeal under subsection 1 is pending, no injunction may issue
31 suspending or staying any order of the commission and the appeal ~~shall~~ does not excuse
32 any person or corporation from complying with and obeying any order or decision or any
33 requirement of any order or decision of the commission or operate in any manner to stay
34 or postpone the enforcement of the order or decision, except in the cases and upon the
35 terms as the commission orders. While an appeal under subsection 5 is pending final
36 determination by the court, the Chief Justice, or in ~~his~~ the Chief Justice's absence any
37 other justice, may enjoin or stay the effect of the ruling or order upon the terms and
38 conditions as ~~he~~ the Chief Justice determines proper.

39 **Sec. 31. Maine Revised Statutes revisions.** The Revisor of Statutes shall
40 review the Maine Revised Statutes to determine where references to the Governor and the
41 Chief Justice of the Supreme Judicial Court and associate justices need to be made gender

1 neutral and shall implement these revisions when updating, publishing or republishing the
2 statutes.

3

SUMMARY

4 This bill changes language in the Maine Revised Statutes to make certain references
5 to the Governor and the Chief Justice of the Supreme Judicial Court and associate justices
6 gender neutral. The Revisor of Statutes is directed to review the Maine Revised Statutes
7 to determine where further references to the Governor and the Chief Justice of the
8 Supreme Judicial Court and associate justices need to be made gender neutral and to
9 implement these revisions when updating, publishing or republishing the statutes.