

# MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth 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  
1973

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

1973

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The members of the board shall receive as compensation for their services \$35 per day for no more than 18 days per calendar year and in addition thereto all necessary expenses incurred in the discharge of their duties whether or not compensated for said services, provided that expenses as related to duties out of the State shall be reimbursable for no more than 5 calendar days per calendar year unless approved in advance by the Governor and Council.

Effective October 3, 1973

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## CHAPTER 97

### AN ACT to Revise the Maine Municipal Bond Bank Act.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, some governmental units may find it difficult or impossible to receive bond counsel opinions on bond issues planned for sale to the Maine Municipal Bond Bank; and

Whereas, some governmental units are finding it difficult to finance their capital improvements projects at favorable interest rates through regular sources; and

Whereas, inability to finance such projects through the Maine Municipal Bond Bank would cause governmental units to pay higher borrowing costs and unnecessarily cause delays either in awarding construction contracts and loss of federal and state matching funds; and

Whereas, it is essential to the health and welfare of the citizens of this State to reduce borrowing costs and to assure a continued flow of funds for the construction of necessary capital improvement projects; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine, and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. R. S., T. 30, § 5163, sub-§ 8, amended.** Subsection 8 of section 5163 of Title 30 of the Revised Statutes, as enacted by chapter 558 of the public laws of 1971, is amended to read as follows:

**8. Municipal security.** "Municipal security" means a bond or note or evidence of debt ~~for the payment of which the personal property of the residents and the real estate within the boundaries of the governmental unit may be taken~~ issued by a governmental unit and payable from taxes or from rates, charges or assessments, but shall not include any bond or note or evidence of debt issued ~~by any other state or any public body or municipal corporation thereof~~ under chapter 235 or chapter 242.

**Sec. 2. R. S., T. 30, § 5186, amended.** Section 5186 of Title 30 of the Revised Statutes, as enacted by chapter 558 of the public laws of 1971, is amended to read as follows:

**§ 5186. Remedies on default of municipal securities**

~~Section 5053 shall apply in~~ In the event of default by a governmental unit in the payment of interest on or principal of any municipal securities owned or held by the bank as and when due and payable by said governmental unit, the bank shall proceed to enforce payment pursuant to applicable provisions of law of such interest or principal or other amounts then due and payable.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective March 20, 1973

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## CHAPTER 98

### AN ACT Creating a Second Assistant County Attorney for Kennebec County.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the District Court in Kennebec County has many times been without the services of a state attorney because of the workload required of the county attorney and his assistant in performing their duties before the Superior Court; and

Whereas, the following legislation is vitally necessary for orderly prosecution of the increased volume of criminal cases in Kennebec County; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. R. S., T. 30, § 2, amended.** That part of the 7th paragraph of section 2 of Title 30 of the Revised Statutes which relates to the assistant county attorney of Kennebec County, as amended, is further amended to read as follows:

first assistant county attorney, \$6,000; second assistant county attorney, \$6,000;

**Sec. 2. R. S., T. 30, § 556, amended.** Section 556 of Title 30 of the Revised Statutes, as amended by chapter 79 of the public laws of 1965, is further amended to read as follows: