

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

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1977

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED AT THE
FIRST REGULAR SESSION
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ONE HUNDRED AND EIGHTH LEGISLATURE
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Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 30 MRSA § 105-R is enacted to read:

§ 105-R. Creation of Cumberland County Commissioner Districts

Cumberland County shall be divided into the following 3 districts:

Commissioner District number 1, consisting of the municipality of Portland;

Commissioner District number 2, consisting of the municipalities of Cape Elizabeth, Cumberland, Falmouth, Scarborough, South Portland and Westbrook;

Commissioner District number 3, consisting of the municipalities of Baldwin, Bridgton, Brunswick, Casco, Freeport, Gorham, Gray, Harpswell, Harrison, Naples, New Gloucester, North Yarmouth, Otisfield, Pownal, Raymond, Sebago, Standish, Windham and Yarmouth.

Each member of the board of commissioners shall be a resident of the commissioner district for which he is elected and shall be elected by the qualified electors of that district.

Sec. 2. Transition. The transition to the Cumberland County district system shall be made in the following manner. In 1978 a commissioner resident of Commissioner District number 3 shall be elected by the qualified electors of those respective districts. In 1980 a commissioner resident of Commissioner District number 1 and a commissioner resident of Commissioner District number 2 shall be elected by the qualified electors of that district. Thereafter, elections shall continue in a manner so that each district shall at all times have a commissioner elected from that district on the board.

Effective October 24, 1977

CHAPTER 71

AN ACT Relating to the Purchase of Insurance by the Maine Insurance Advisory Board.

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

5 MRSA § 1728, sub-§ 3, first sentence, as enacted by PL 1971, c. 239, § 2, is repealed and the following enacted in its place:

Pursuant to programs approved by the Governor, provide insurance protection for state property and liability insurance in accord with the Maine Tort Claims Act, Title 14, section 8116, and premises liability when required by a

state lease of private property approved by the Attorney General, by self-insured retention as provided or purchase of insurance from companies or agents licensed to do business in the State of Maine, or by both, to effect the best possible contracts as to services, coverages and costs.

Effective October 24, 1977

CHAPTER 72

AN ACT to Require Notice and Hearing to Counties When Ordered to Pay Surveyor's Fee.

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

14 MRSA § 6852, 1st sentence is amended to read:

The amount of the fees and necessary expenses of such surveyor shall be fixed and determined by the court upon the acceptance of the report, and shall be paid as follows: If the court is of the opinion that such fees and expenses, or some portion of the same, ought to be paid by the county, then the amount thereof to be paid by the county, whether the whole or a part, shall, after notice and hearing to the county, be fixed and determined by the court and the amount so fixed and determined shall be paid by the county on presentation of the proper certificate of the clerk of courts for that county.

Effective October 24, 1977

CHAPTER 73

AN ACT Relating to Vehicle Sizes and Weights.

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

Whereas, the Manufacturer's Certified Rating provision places severe hardships on Maine truck purchasers and sellers; and

Whereas, said provision could not be enforced against nonresidents; 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,