

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)

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.

PORTLAND LITHOGRAPH COMPANY
PORTLAND, MAINE
1977

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED AT THE
FIRST REGULAR SESSION
of the
ONE HUNDRED AND EIGHTH LEGISLATURE
1977

§ 1941. Duties of clerks as to certificates of fines

Clerks of court shall attest triplicate copies of certificates of all fees, fines and bail forfeitures imposed and accruing to the State at such intervals as the Chief Justice of the Supreme Judicial Court or his designee may direct, and deliver one of these copies to the State Auditor, to the Chief Justice or his designee and retain one in the clerk's office.

Sec. 30. 15 MRSA § 1981, 1st ¶, as last repealed and replaced by PL 1975, c. 735, § 17, is amended to read:

Sheriffs, jailers and constables who by virtue of their office receive any fines or forfeitures ~~or bills of costs~~, shall forthwith pay them to the Treasurer of State.

Sec. 31. 15 MRSA § 1981, 2nd ¶, 1st sentence, as last repealed and replaced by PL 1975, c. 735, § 17, is amended to read:

If any such officer neglects to pay over such fine or forfeiture ~~or costs~~ for 30 days after the receipt thereof; or if he permits any person, sentenced to pay such fine or forfeiture ~~or bill of costs~~ and committed to his custody, to go at large without payment, unless by order of court, and does not within 30 days after the escape pay the amount thereof to the ~~Treasurer of State~~ clerk of the court, he forfeits to the State double the amount.

Sec. 32. 30 MRSA § 2, 19th ¶, last sentence, as repealed and replaced by PL 1975, c. 735, § 22, is repealed and the following enacted in its place:

Without limiting the generality of the foregoing, they shall allow to sheriffs the costs of boarding, guarding and transporting prisoners, whether awaiting trial, during trial or after conviction, or juveniles, whether awaiting hearing, during hearing or after adjudication that a juvenile offense has been committed, and whether acting within or outside the county.

Sec. 33. 30 MRSA § 951, 2nd and 3rd sentences are amended to read:

Their appointment and discharge shall be in writing, signed by him, and recorded in the office of the ~~clerk of courts~~ county commissioners in his county and are not valid until so lodged and recorded, except by operation of law or by vacancy in the office of sheriff. He shall furnish to the ~~clerk of courts~~ county commissioners in each county the names of the deputies by him appointed from time to time, with the residence and postoffice address of each.

Sec. 34. 34 MRSA § 138, as last amended by P & SL 1973, c. 53, is repealed.

Effective October 24, 1977

CHAPTER 115

AN ACT to Extend the School Budget Adoption Date until June 15th.

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

Whereas, the Legislature is considering proposals for removal of the spending ceiling on education; and

Whereas, the Legislature is considering proposals on special education; and

Whereas, the Legislature is considering proposals on vocational education; and

Whereas, in order to permit school administrative units to adopt budgets based upon legislative action on the above aspects of school financing, the date for adoption of school budgets must be extended until June 15th; 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. 20 MRSA § 3754, 1st sentence, as amended by PL 1977, c. 48, § 2, is further amended to read:

Notwithstanding any provisions of statute or charter to the contrary, municipalities, School Administrative Districts and community school districts may adopt their respective annual budgets at any time prior to ~~May 15th~~ June 15th, 1977.

Sec. 2. 20 MRSA § 3754, last sentence, as amended by PL 1977, c. 48, § 2, is further amended to read:

If a municipal charter provides that a budget proposed by a municipal official or body becomes effective when the municipal legislative body fails to adopt a budget by a specified date or within a specified period of time and that date falls prior to ~~May 15th~~ June 15th, that date shall be governed by the provisions of this section for the calendar year 1977.

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

Effective May 2, 1977

CHAPTER 116

AN ACT Prohibiting the Hiring of Illegal Aliens.