

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

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PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

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ONE HUNDRED AND EIGHTH LEGISLATURE

1977

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

12 MRSA § 2401-B, sub-§ 6, as repealed and replaced by PL 1971, c. 622, § 41, is repealed and the following enacted in its place:

6. Free permits for inmates and patients at state institutions other than adult correctional institutions, nursing homes and certain other licensed facilities. The commissioner is authorized to issue free fishing permits covering groups of patients or inmates at any state institution under the control of the Department of Mental Health and Corrections, except the Maine Correctional Center, the Maine State Prison and other correctional programs operated by the department for adults; groups of full-time patients at a nursing home as defined in Title 22, section 1812-A; or groups of full-time residents of a facility licensed under Title 22, chapter 1663. These permits shall be issued on request of the head of the state institution, nursing home or licensed facility and shall be effective while the group is being conducted by a representative of the group's institution, nursing home or licensed facility and while the group is fishing within a 25-mile radius of the group's institution, nursing home or licensed facility.

Effective October 24, 1977

CHAPTER 207

AN ACT to Repeal the Designation of Emergency Interim Successors to Legislators.

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

Sec. 1. 1 MRSA c. 17 is repealed.

Sec. 2. 3 MRSA c. 3 is repealed.

Effective October 24, 1977

CHAPTER 208

AN ACT Relating to Appointment, Duties, Salary and Expenses of Court Reporters.

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

Sec. 1. 4 MRSA § 651, as last amended by PL 1975, c. 383, § 11, is repealed and the following enacted in its place:

§ 651. Appointment and duties ; salary and expenses

The Chief Justice may appoint Official Court Reporters to serve at his pleasure, the total number of which shall not exceed the total number of active Superior Court Justices by more than 2, who shall report the proceedings in the Supreme Judicial Court and in the Superior Court. Official Court Reporters shall be compensated as determined by the Chief Justice. They shall take full note of all oral testimony and other proceedings in the trial of criminal and civil actions, including the charge of the justice in all trials before a jury and all comments and rulings of the justice in the presence of the jury during the progress of trial, all statements and arguments of counsel addressed to the court and, at the request of any party, all statements and arguments of counsel addressed to the jury, and during the trial they shall furnish for the use of the court or any of the parties, a transcript of so much of their notes as the presiding justice may direct. They shall furnish a transcript of so much of the evidence and other proceedings taken by them as either party to the trial requires, at a rate to be determined by the Chief Justice. The original of this transcript shall be filed with the clerk of courts. Official Court Reporters shall receive from the State their expenses when in attendance upon the court or proceeding away from their city or town of residence but not otherwise. A detailed statement of these expenses actually and reasonably incurred shall be approved by the Chief Justice or his designee.

The Chief Justice or his designee may appoint temporary Court Reporters to serve at his pleasure, to fulfill the duties of Official Court Reporters whenever it may seem necessary to him to carry out the functions and duties of the court. While in the performance of their temporary duties, these Court Reporters shall receive the same compensation and expenses as approved by the Chief Justice for, and shall have all the powers and duties of, Official Court Reporters.

The Supreme Judicial Court shall prescribe rules, requirements and regulations, not inconsistent with this Title or other laws of the State, which will insure the production of a readable record of proceedings before the District Court by stenographic methods or any other suitable means, including but not limited to, electronic recording equipment.

Sec. 2. 4 MRSA § 652, as last repealed and replaced by PL 1975, c. 408, § 28, is repealed and the following enacted in its place :

§ 652. Approval and payment of reporters' expenses

All expense statements of court reporters, pursuant to the 2nd paragraph of section 651, shall be submitted to the office of the Chief Justice of the Supreme Judicial Court or his designee and shall be approved by him or his designee before payment by the Treasurer of State.