

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

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

Kennebec Journal
Augusta, Maine
1979

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Sec. 2. 30 MRSA § 2256, 2nd sentence, as amended by PL 1973, c. 421, § 1, is further amended to read:

Except where specifically provided by statute, **municipal charter** or municipal ordinance, the municipal officers shall appoint all town officials and employees required by general law, **by municipal charter** or by municipal ordinance and may remove such officials and employees for cause, after notice and hearing.

Sec. 3. 30 MRSA § 2411, sub-§ 1, first sentence, as enacted by PL 1971, c. 455, § 1, is amended to read:

A municipality may establish a board of appeals and, **unless provided otherwise by municipal charter**, the municipal officers shall appoint the members and determine their compensation.

Sec. 4. 30 MRSA § 4964, last sentence, as amended by PL 1975, c. 531, § 6, is further amended to read:

Planning boards established pursuant to provisions of repealed section 4952, subsection 1 shall continue to be governed by those provisions until they are superseded by municipal **charter or ordinance** and, **unless a municipal charter otherwise provides**, the municipal officers may pay board members a set amount, not to exceed \$10, for each meeting attended.

Sec. 5. 30 MRSA § 5357 is amended to read:

§ 5357. Election by plurality

In a city election, **unless otherwise provided by municipal charter**, the person who receives a plurality of the votes cast for election to any office is elected to that office.

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

Effective May 14, 1979

CHAPTER 219

S. P. 95 — L. D. 181

AN ACT to Provide Accessible Polling Places for the Physically Handicapped and the Elderly.

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

Whereas, it is imperative that polling places in this State be made accessible to physically limited and elderly citizens; and

Whereas, it is vitally important for this conversion to begin at the earliest possible time to avoid unnecessary hardship and to have some facilities ready for the next general election; 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:

21 MRSA § 604, sub-§ 4 is enacted to read:

4. Physically accessible. Any voting district which has no physically accessible voting place shall provide that any voting places relocated or added within any voting district shall be made physically accessible to all eligible voters.

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

Effective May 15, 1979

CHAPTER 220

H. P. 1401 — L. D. 1615

AN ACT to Establish the Subsidy Index for Educational Funding for the Fiscal Year 1979-80 and to Appropriate the Necessary Funds Therefor.

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

Whereas, the subsidy index under current law has to be established prior to May 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