

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

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designated by the commissioner. The board shall act on all applications within 5 working days of receipt, and shall notify all applicants at least 2 weeks prior to the examination. The board of examiners shall make such rules pertaining to the licensing of guides as it deems necessary.

The commissioner, upon receipt of the recommendation of his designee, may license such persons as a general guide or a specialized guide and the commissioner may, at his discretion, change the classification of guides from one class to another.

Guides shall be restricted in the use of watercraft while guiding on such waters as the commissioner may prescribe. Guides using a motorboat shall have either a valid license to operate a motorboat carrying passengers for hire issued by the Bureau of Watercraft Registration and Safety, or a valid superior USCG license.

A guide whose license is not suspended or revoked may renew that license annually upon the payment of the \$32 fee. Completion and passage of the guide's examination is not a requirement for renewal.

Effective September 14, 1979

CHAPTER 395

H. P. 905 — L. D. 1126

AN ACT to Facilitate Absentee Voting in Foreign Jurisdictions.

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

21 MRSA § 1254, sub-§ 1, 2nd sentence, as amended by PL 1967, c. 163, is repealed and the following enacted in its place:

When he is outside the State but within the United States the voter shall mark his ballot before a notary public having a seal or functional equivalent and when he is outside of the United States the voter shall mark his ballot and return the ballot as provided in subsection 5.

Effective September 14, 1979

CHAPTER 396

S. P. 564 — L. D. 1626

AN ACT to Make Certain Adjustments for Legislative Personnel as a Result of Collective Bargaining.

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

Whereas, as a result of recent collective bargaining agreements, many state employees are to receive immediate salary increases; and

Whereas, these collective bargaining agreements do not cover employees of the Legislature; and

Whereas, it is necessary that the Legislature adjust the salary of certain employees and remove provisions requiring that certain other legislative employees be subject to the Personnel Law so that the Legislature may grant similar salary increases to these employees; and

Whereas, in order that the legislative employees may receive their salary increases at the same time as other state employees, it is necessary that this legislation be enacted as an emergency measure; 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. 3 MRSA § 22, first ¶, last sentence, as enacted by PL 1977, c. 564, § 4, is amended to read:

He shall receive a salary of ~~\$400~~ \$450 per week for all official services performed by him during a regular or special session of the Legislature.

Sec. 2. 3 MRSA § 22, 2nd ¶, first sentence, as enacted by PL 1977, c. 564, § 6, is amended to read:

The Assistant Secretary of the Senate shall receive a salary of ~~\$250~~ \$300 per week for all official services performed by him during a regular or special session of the Legislature.

Sec. 3. 3 MRSA § 22, last ¶, as enacted by PL 1977, c. 604, § 3, is amended to read:

The President of the Senate may authorize either the Secretary of the Senate or the Assistant Secretary of the Senate to serve on a full-time basis when the Legislature is not in regular or special session at a salary of ~~\$250~~ \$300 per week.

Sec. 4. 3 MRSA § 42, first ¶, last sentence, as enacted by PL 1977, c. 564, § 8, is amended to read:

He shall receive a salary of ~~\$400~~ \$450 per week for all official services performed by him during a regular or special session of the Legislature.

Sec. 5. 3 MRSA § 42, 2nd ¶, first sentence, as enacted by PL 1977, c. 564, § 10, is amended to read:

The Assistant Clerk of the House of Representatives shall receive a salary of ~~\$250~~ \$300 per week for all official services performed by him during a regular or special session of the Legislature.

Sec. 6. 3 MRSA § 42, last ¶, as enacted by PL 1975, c. 604, § 6, is amended to read:

The Speaker of the House of Representatives may authorize either the Clerk of the House of Representatives or the Assistant Clerk of the House of Representatives to serve on a full-time basis when the Legislature is not in regular or special session at a salary of ~~\$250~~ \$300 per week.

Sec. 7. 3 MRSA § 164, sub-§ 12, as last amended by P&SL 1973, c. 220, § 4, is further amended to read:

12. Assistants. The ~~Director~~ director shall appoint, with the approval of the Legislative Council, an assistant director for a term of 7 years from the date of his appointment and until his successor has been appointed and qualified, and such technical assistants, and shall appoint ~~subject to the Personnel Law~~ such clerical assistants as may be necessary to carry out this chapter.

Sec. 8. 3 MRSA § 174, last ¶, as repealed and replaced by PL 1975, c. 770, § 10, is amended to read:

The State Law Librarian shall appoint, with the approval of the Legislative Council, a deputy law librarian for a term of 7 years from the date of his appointment and until his successor has been appointed and qualified, and employ ~~subject to the Personnel Law~~ such assistants as may be necessary to carry out this subchapter.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved and shall be retroactive to January 3, 1979.

Effective June 11, 1979, unless otherwise indicated.

CHAPTER 397

S. P. 445 — L. D. 1365

AN ACT to Exempt Certain Transportation Statutes from the Maine Administrative Procedure Act.