

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 1-452

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

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

1. ~~Subject to the limitation in subsection 2,~~ The court may sentence a person to a term of imprisonment, not to exceed the maximum term authorized for the crime, an initial portion of which shall be served and the remainder of which shall be suspended. The imprisonment for the initial unsuspended portion of the term may be at a different institution from that specified for the suspended portion. The period of probation shall commence on the date the person is released from his initial unsuspended portion of the term of imprisonment, unless the court orders that it shall commence on an earlier date. If the period of probation is to commence upon release from the initial unsuspended portion of the term of imprisonment, the court may nonetheless revoke probation for any criminal conduct committed during that initial period of imprisonment.

Sec. 2. 17-A MRSA §1203, sub-§2, as reenacted by PL 1979, c. 512, §39, is repealed.

Sec. 3. 17-A MRSA §1203-A, as reenacted by PL 1981, c. 470, Pt. A, §39, is repealed.

Effective September 23, 1983.

CHAPTER 269

S.P. 146 - L.D. 437

AN ACT to Establish a Chief Justice of
the Superior Court.

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

Sec. 1. 4 MRSA §17, sub-§2, as amended by PL 1977, c. 544, §1, is further amended to read:

2. Examine the status of dockets. Examine the status of dockets of all courts so as to determine cases and other judicial business that have been unduly delayed. From such reports, the administrator shall indicate which courts are in need of additional judicial personnel and make recommendations to the Chief Justice, to the Chief Justice of the Superior Court and to the Chief Judge of the District Court concerning the assignment or reassignment of personnel to courts that are in need of such personnel. The administrator shall also carry out the directives of the Chief Justice as to the assignment of personnel in these instances;

Sec. 2. 4 MRSA §17, sub-§5, as amended by PL 1977, c. 544, §2, is further amended to read:

5. Prescribe uniform administrative and business methods, etc. Prescribe uniform administrative and business methods, systems, forms, docketing and records to be used in the Supreme Judicial Court, in the Superior Court and, with the written approval of the Chief Judge of the District Court, in the District Court;

Sec. 3. 4 MRSA §17, sub-§7, ¶¶D and E, as amended by PL 1977, c. 544, §4, are further amended to read:

D. Collect statistical and other data and make reports to the Chief Justice, to the Chief Justice of the Superior Court and to the Chief Judge of the District Court relating to the expenditures of public moneys for the maintenance and operation of the Judicial Department;

E. Develop a uniform set of accounting and budgetary accounts for the Supreme Judicial Court, for the Superior Court and, with the written approval of the Chief Judge of the District Court, for the District Court and serve as auditor of the Judicial Department;

Sec. 4. 4 MRSA §17, sub-§12, as amended by PL 1977, c. 544, §5, is further amended to read:

12. Prepare and plan clerical offices. Prepare and plan for the organization and operation of clerical offices serving the Superior Court and, at the request of the Chief Judge of the District Court, the District Court within each county, provide for a central clerk of court office at each county seat with satellite clerk in each court;

Sec. 5. 4 MRSA §19, last 2 ¶¶, as enacted by PL 1975, c. 408, §6, are repealed.

Sec. 6. 4 MRSA §24, first ¶, as enacted by PL 1975, c. 408, §7, is amended to read:

The State Court Administrator shall, subject to the approval of the Chief Justice, prepare biennially a consolidated operating budget for all courts in the State to be known as the Judicial Department operating budget. He shall be assisted in this task by the regional presiding justices Chief Justice of the Superior Court and the Chief Judge of the District Court.

Sec. 7. 4 MRSA §101-A is enacted to read:

§101-A. Chief Justice of the Superior Court

The Chief Justice of the Supreme Judicial Court shall designate one of the Justices of the Superior Court as the Chief Justice of the Superior Court. He shall serve at the pleasure and under the supervision of the Chief Justice of the Supreme Judicial Court and shall be responsible for the operation of the Superior Court. Any authority relating to the operation of the Superior Court, that is vested by law in the Chief Justice of the Supreme Judicial Court, may be delegated by him to the Chief Justice of the Superior Court acting under his supervision. The Chief Justice of the Superior Court shall also perform such additional duties as may be assigned to him from time to time by the Chief Justice of the Supreme Judicial Court. The term "Justice of the Superior Court" includes the Chief Justice of the Superior Court.

Sec. 8. 4 MRSA §102, as amended by PL 1981, c. 486, §2, is further amended to read:

§102. Salary; expenses

Each Justice of the Superior Court shall receive an annual salary of \$36,064 until June 30, 1981, and an annual salary of \$37,868 until June 30, 1982, and an annual salary of \$39,760 thereafter. The Chief Justice of the Superior Court shall receive compensation of \$500 annually in addition to his annual salary as a Justice of the Superior Court. Section 4, relating to reimbursement of Justices of the Supreme Judicial Court for expenses incurred by them, shall apply to Justices of the Superior Court, including reimbursement for expenses incurred in employing clerical assistance but the Chief Justice of the Supreme Judicial Court or his designee may specify by order a maximum amount to be expended by any justice for such clerical assistance.

Sec. 9. Effective date. This Act shall take effect on January 1, 1984.

Effective January 1, 1984.

CHAPTER 270

H.P. 168 - L.D. 199

AN ACT to Require Persons being
Licensed to Hunt for the First Time to
have Completed a Gun Safety Course.