

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)

REVISED STATUTES
OF THE
STATE OF MAINE
1954

1957 CUMULATIVE SUPPLEMENT

ANNOTATED

IN FIVE VOLUMES

VOLUME 1

Place in Pocket of Corresponding
Volume of Main Set

THE MICHIE COMPANY
CHARLOTTESVILLE, VIRGINIA
1957

receive his actual disbursements for his expenses in performing the duties of his office. (1955, c. 405, § 3.)

Editor's note.—Section 4 of the act 1895, c. 138, which relates to the commission which inserted this section repealed P. L. 1895, c. 138, which relates to the commission on uniform state laws.

Chapter 11.

Executive Department. Council.

Sections 1 to 2-B. Governor.
Section 12-A. Promotion of Maine.
Section 12-B. Poetry Day.

Governor.

Sec. 2-A. Expense account of governor-elect.—There shall be established the “governor-elect’s expense account” to which shall be credited the sum of \$1,500 as a continuing reserve. At the close of each fiscal year there shall be transferred from unappropriated surplus an amount sufficient to restore such expense account to \$1,500.

This appropriation shall be available for expenditure by the governor-elect at his discretion, provided he is governor-elect to his first term in office. This account shall not be subject to audit, except as to total amount to be paid. (1955, c. 476.)

Sec. 2-B. Appointment of temporary deputy commissioner; removal; salary.—In order to provide for the uninterrupted and orderly functioning of any agency, board, commission or department of the state government during a vacancy in the office of the appointive or elective head thereof and whenever there is no state official, deputy, assistant or other state employee duly authorized by law to exercise the powers and perform the duties of such appointive or elective head during such vacancy, the governor is hereby empowered to appoint a temporary deputy commissioner to exercise the powers and perform the duties of the appointive or elective head of such office during such vacancy. The term of office of such temporary deputy commissioner so appointed shall be at the pleasure of the governor and shall not extend beyond the date of qualification of a successor to the office of appointive or elective head of such agency, board, commission or department or 60 days from the date of his appointment, whichever shall first occur. Such temporary deputy commissioner shall not be eligible for reappointment. Such temporary deputy commissioner shall be appointed from the personnel of the agency, board, commission or department in which such vacancy occurs.

During the term of such appointment, the temporary deputy commissioner shall be paid a salary to be determined by the governor but not to exceed that received by the appointive or elective head at the termination of his services with the state government.

In the event an employee in the classified service of the state government is appointed as a temporary deputy commissioner he shall, during the term of his appointment as temporary deputy commissioner, retain all of the rights and all of the retirement benefits to which he may be entitled as a classified employee of the state government. (1957, c. 256.)

Executive Council.

Sec. 4. Orders of governor and council to expire at end of its term.—Any order issued by the governor and council, except orders relating to the

appointment of officers and employees of the state authorized by law, or fixing their compensation, and orders authorizing contracts which may not be wholly performed during the term of the council passing such orders, shall cease to be of any effect or validity at the end of the biennium for which the council passing the order was elected. (R. S. c. 11, § 4. 1957, c. 397, § 6.)

Effect of amendment.—The 1957 line 3 immediately preceding the word amendment substituted “or” for “of” in “fixing”.

Promotion of Maine.

Sec. 12-A. Promotion of Maine.—There is hereby established a special account, to be set up by the state controller, to be designated “Promotion of Maine Account” for the purpose of promoting Maine and to which shall be credited such amounts as are appropriated by the legislature therefor.

This account shall be under the complete supervision and control of the governor and council, and the governor and council is authorized in its discretion to designate any part of this account for meeting necessary expenses in providing for such needs in the promotion of Maine after ample evidence is presented of the need for an allotment from this account.

No allotment or release shall be authorized for any normal operation of the state government for which funds have been provided by the legislature, it being the intent of the legislature that the use of this account be limited to such unusual and unforeseen needs as may arise in the promotion of specific projects which bear a direct positive effect on the economy of Maine. This shall not be construed to authorize the governor and council to create any new department or function, and no part of this account shall be used for attorneys’ fees, increases of salaries, the creation of any new positions in any department of the state government, or for the construction or equipping of any building. (1957, c. 51, § 1.)

Editor’s note.—Public Laws 1957, c. 51, 2 of such act appropriated various sums which added this section, became effective for the fiscal years ending on June 30th on its approval, March 20, 1957. Section of 1957, 1958 and 1959, respectively.

Poetry Day.

Sec. 12-B. Poetry Day.—The state of Maine designates October 15th as Poetry Day, recommending that in the week following schools, churches, libraries, clubs and organizations, the newspapers, radio and television give recognition to the poets who have helped or are helping to make Maine famous in the field of poetry throughout the world. (1957, c. 66.)

Editor’s note.—The act inserting this section designated it § 12-A of this chapter. However, since such number was preempted by P. L. 1957, c. 51, § 1, this section has been codified as § 12-B.

Chapter 12.

State Civil Defense and Public Safety Council.

Sec. 4-A. Rules and regulations.—The director shall make, amend or rescind, after public hearing thereon, notice of which has been duly advertised in the state paper, reasonable rules and regulations to carry out the provisions of this chapter.

Such rules and regulations shall become effective when approved in writing by the governor and council and when a certified copy thereof has been filed with the secretary of state. Any person aggrieved by any such rule or regulation or the reasonableness of same, or any act or order of the director in enforcing any such rule or regulation, may appeal to a justice of the superior court by presenting to