

MAINE STATE LEGISLATURE

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ONE - HUNDRE DTH LEGISLATURE

Legislative Document

No. 269

S. P. 124

In Senate, January 12, 1961

Referred to Committee on State Government. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Marden of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-ONE

AN ACT Establishing a Deputy Director in Maine Aeronautics Commission.

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

Sec. 1. R. S., c. 24, § 3, amended. Section 3 of chapter 24 of the Revised Statutes is amended by inserting in alphabetical order the following paragraph :

‘**“Deputy director” means the Maine deputy director of aeronautics authorized by this chapter.**’

Sec. 2. R. S., c. 24, § 6, amended. Section 6 of chapter 24 of the Revised Statutes is amended to read as follows :

‘**Sec. 6. Aeronautical Director and deputy director.** The commission may appoint an Aeronautical Director and a deputy director to serve at its pleasure. The director and deputy director shall each be a licensed pilot. The director shall act as executive officer of the commission and under its direction **the director, or the deputy director in the absence of the director,** shall administer the aeronautical laws and enforce the rules and regulations of the commission. The salary of the director and deputy director shall be fixed by the commission, subject to approval of the Governor and Council.’

Sec. 3. R. S., c. 24, § 7, amended. Section 7 of chapter 24 of the Revised Statutes is amended to read as follows :

‘**Sec. 7. Powers and duties of director and deputy director.** The director shall be the executive officer of the commission and, under the supervision of the commission **the director, or deputy director in the absence of the director,** shall administer ~~the provisions of~~ this chapter and all the laws of the State relative to aeronautics. **In addition to the powers and duties of the deputy director to be exercised in the absence of the director, the deputy director may**

perform such other duties as the director may require of him. The director, with the approval of the commission and within the limits of the appropriation, may hire inspectors and field and office assistants necessary for the proper execution of his duties. The director, **or the deputy director in the absence of the director,** shall exercise general supervision, control and direction on behalf of the State over all matters pertaining to the location, construction and maintenance of all air navigation facilities now or hereafter built or maintained, either in whole or in part, with money appropriated from the State Treasury. ~~He~~ **The director, or the deputy director in the absence of the director,** may recommend to the Governor and Council that the State acquire land, easements and rights of way for the establishment of air navigation facilities. Such land, easements and rights of way may be acquired by purchase, grant or condemnation in the manner provided by law by which the Governor and Council are authorized to acquire real property for public purposes, and property so acquired may be conveyed to a town for use in connection with the establishment of air navigation facilities for such a consideration as the Governor and Council may determine.'

Sec. 4. R. S., c. 24, § 8, amended. Section 8 of chapter 24 of the Revised Statutes is amended to read as follows:

'Sec. 8. Power to arrest by director, deputy director and inspectors; bond and credentials. The director, **deputy director** and inspectors, when so designated by the commission, shall have, in any part of the State, the same authority to enforce and to make arrests for the violation of any provision of this chapter or any rule and regulation promulgated thereunder as sheriffs, policemen and constables have in their respective jurisdictions.

The director, **deputy director** and each such inspector shall file with the commission a surety bond in the sum of \$1,000 for the faithful discharge of his duties. The commission shall issue to the director, **deputy director** and to each such inspector credentials showing his authority of arrest, which credentials shall be carried upon the person of the director, **deputy director** and each such inspector while in the discharge of his duties. The premiums necessarily incurred and due and payable on account of any such bond shall be paid by the commission and charged to the Aeronautical Fund.'

Sec. 5. R. S., c. 24, § 14, amended. The first 3 sentences of section 14 of chapter 24 of the Revised Statutes are amended to read as follows:

'The commission, any member thereof, the director, **deputy director** or any officer or employee of the commission designated by it, shall have the power to hold investigations, inquiries and hearings concerning matters covered by ~~the provisions of~~ this chapter and the rules, regulations and orders of the commission, and concerning accidents in aeronautics within this State. Hearings shall be open to the public and, except as provided in section 15, shall be held upon such call or notice as the commission shall deem advisable. Each member of the commission, the director, **deputy director** and every officer or employee of the commission designated by it to hold any inquiry, investigation or hearing shall have the power to administer oaths and affirmations, certify to all official acts, issue subpoenas and order the attendance and testimony of witnesses and the production of papers, books and documents.'