

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 505

H. P. 395

House of Representatives, January 29, 1969

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Rideout of Manchester.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Relating to Special Offices for Indian Tribes.

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

R. S., T. 22, § 4705, repealed and replaced. Section 4705 of Title 22 of the Revised Statutes is repealed and the following enacted in place thereof:

§ 4705. Special offices

The tribal governor of each reservation, with the advice and consent of the tribal council of each such reservation, may appoint persons to such positions as tribal custodian, tribal maintenanceman and other special offices not elsewhere specified.

The qualifications for such positions and the duties of such positions shall be determined by the respective tribal governor and council.

The compensation for such positions shall be mutually agreed upon in writing by the respective tribal governor and council and the Commissioner of Indian Affairs or his representative.

The terms of appointments for such positions shall be for the term of the appointing tribal governor and council.

For inefficiency or neglect of duty or misconduct in office, the holder of such a tribal office may be removed after a hearing by the appointing tribal governor, with the advice and consent of the respective tribal council, provided he shall have been given a copy of the charges at least 10 days prior to the hearing and had an opportunity to be heard in person or by counsel. In the event of such a removal, a record of the proceedings shall be filed in the

office of the respective tribal council and with the Department of Indian Affairs.

STATEMENT OF FACTS

This Act would replace an obsolete law regarding tribal positions and give the tribal governors and councils more flexibility and authority in making such appointments in the future.