

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 780

H. P. 585

House of Representatives, February 11, 1971

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

BERTHA W. JOHNSON, Clerk

Presented by Mrs. Wheeler of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Setting Salaries of All County Officials Except County Attorneys and Their Assistants.

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

Sec. 1. R. S., T. 4, § 301, amended. The 2nd paragraph of section 301 of Title 4 of the Revised Statutes is amended to read as follows:

Judges of probate in the several counties shall receive annual salaries as set forth in Title 30, section ~~2~~ **2-A**.

Sec. 2. R. S., T. 4, § 554, amended. The first paragraph of section 554 of Title 4 of the Revised Statutes is amended to read as follows:

The clerks of the judicial courts in the several counties shall receive annual salaries as set forth in Title 30, section ~~2~~ **2-A**.

Sec. 3. R. S., T. 18, § 251, amended. The 2nd paragraph of section 251 of Title 18 of the Revised Statutes is amended to read as follows:

Registers of probate in the several counties shall receive annual salaries as set forth in Title 30, section ~~2~~ **2-A**.

Sec. 4. R. S., T. 30, § 2, repealed and replaced. Section 2 of Title 30 of the Revised Statutes, as amended, is repealed and the following enacted in place thereof:

§ 2. Salaries; county attorneys

The county attorneys and their assistants shall receive annual salaries from the State Treasury in monthly payments on the last day of each month in a sum which will, in the year's aggregate, most nearly equal the annual

salary, as follows, and no other fees, costs or emoluments shall be allowed them.

Androscoggin County: County attorney, \$8,500; first assistant county attorney, \$6,000; second assistant county attorney, \$6,000.

Aroostook County: County attorney, \$8,500; assistant county attorney, \$5,500.

Cumberland County: County attorney, \$10,000; first assistant county attorney, \$7,000; second assistant county attorney, \$7,000; third assistant county attorney, \$7,000.

Franklin County: County attorney, \$7,000.

Hancock County: County attorney, \$8,500.

Kennebec County: County attorney, \$9,000; assistant county attorney, \$6,000.

Knox County: County attorney, \$7,500.

Lincoln County: County attorney, \$7,500.

Oxford County: County attorney, \$8,000; assistant county attorney, \$5,000.

Penobscot County: County attorney, \$8,000; first assistant county attorney, \$6,000; second assistant county attorney, \$6,000.

Piscataquis County: County attorney, \$7,000.

Sagadahoc County: County attorney, \$7,500.

Somerset County: County attorney, \$8,000; assistant county attorney, \$5,000.

Waldo County: County attorney, \$8,000.

Washington County: County attorney, \$8,500; assistant county attorney, \$4,500.

York County: County attorney, \$8,000; first assistant county attorney, \$5,500; second assistant county attorney, \$5,500.

Sec. 5. R. S., T. 30, § 2-A, additional. Title 30 of the Revised Statutes is amended by adding a new section 2-A, to read as follows:

§ 2-A. —Other officials

The salaries of all county commissioners, clerks of the judicial courts and their deputies, county treasurers and their deputies, sheriffs, registers of deeds, judges of probate and registers of probate in the several counties shall be determined by the respective county commissioners. A list of said salaries shall be filed in the office of the clerk of courts of the respective counties.

A salary increase which exceeds 10% of any such salary shall not be determined by the county commissioners but shall be subject to legislative approval.

The salaries shall be paid from the county treasury in weekly or monthly payments.

The salaries mentioned in section 2 and this section shall be in full compensation for the performance of all official duties by said officers and judges. County commissioners shall allow to said officers all office expense, clerk hire and travel which are necessary, just and proper to the performance of their official duties.

All fees and charges of whatever nature, except charges for the publication of notices required by law, which may be payable to any county officer, shall be payable by them to the county treasurer for the use and benefit of the county, but preserving the right of sheriffs and their deputies to receive fees for service of civil process and of sheriffs and their deputies not on a salary or per diem basis to receive fees for service of criminal process, and no county officer shall receive a private benefit from the labor of any person in the employ of the county.

Sec. 6. R. S., T. 30, § 106, amended. The first sentence of section 106 of Title 30 of the Revised Statutes is amended to read as follows:

The county commissioners in the several counties shall receive annual salaries as set forth in section ~~2~~ **2-A** from the treasurer of the counties in monthly, semiannual or annual payments, as determined by the county commissioners.

Sec. 7. R. S., T. 30, § 604, amended. Section 604 of Title 30 of the Revised Statutes is amended to read as follows:

§ 604. Salaries

County treasurers and their deputies shall receive annual salaries as set forth in section ~~2~~ **2-A**.

Sec. 8. R. S., T. 30, § 908, amended. The first sentence of section 908 of Title 30 of the Revised Statutes is amended to read as follows:

The sheriffs of the several counties shall receive annual salaries as set forth in section ~~2~~ **2-A**, together with free rental of the house or living apartment connected with the county jail in each county, including the necessary light and fuel.

Sec. 9. R. S., T. 33, § 604, amended. The first paragraph of section 604 of Title 33 of the Revised Statutes is amended to read as follows:

Registers of deeds in the several counties shall receive annual salaries as set forth in Title 30, section ~~2~~ **2-A**.

Sec. 10. Effective date. The effective date of this Act shall be 90 days after adjournment of the Legislature and retroactive to January 1, 1971.

STATEMENT OF FACT

The purpose of this Act is to reduce the legislative process in filing of county salary bills and to give counties the effect of home rule in such instance