

# MAINE STATE LEGISLATURE

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(EMERGENCY)  
FIRST SPECIAL SESSION

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ONE HUNDRED AND FIFTH LEGISLATURE

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**Legislative Document**

**No. 1877**

S. P. 696

In Senate, January 24, 1972

Committee on Judiciary suggested.

HARRY N. STARBRANCH, Secretary

Presented by Senator Carswell of Cumberland.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-TWO

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**AN ACT Increasing Membership of State Parole Board.**

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**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the State Parole Board performs an essential and necessary function of State Government; and

Whereas, it is vital that the board membership be increased without delay in order for the board to function properly; and

Whereas, the following legislation is vitally necessary to insure fairness and speed in the decisions of the board; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine, and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. R. S., T. 34, § 1551, amended. The first sentence of section 1551 of Title 34 of the Revised Statutes as amended by section 3 of chapter 172 of the public laws of 1971, is further amended to read as follows:

A State Parole Board, as heretofore created within the Department of Mental Health and Corrections and in this chapter called the "board" shall consist of 3 4 members who are citizens and residents of the State.

**Sec. 2. R. S., T. 34, § 1551, amended.** The 2nd sentence and the next to the last sentence of section 1551 of Title 34 of the Revised Statutes are amended to read as follows:

~~Two~~ **Three** of the members shall be appointed by the Governor, with the advice and consent of the Council, from persons with special training or experience in law, sociology, psychology or related branches of social science.

Any ~~2~~ **3** members constitute a quorum for the exercise of all powers of the board.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

#### STATEMENT OF FACT

The purpose of the bill is reflected in the emergency preamble.