

MAINE STATE LEGISLATURE

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(EMERGENCY)

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 417

S. P. 162

In Senate, January 30, 1973

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

HARRY N. STARBRANCH, Secretary

Presented by Senator Greeley of Wadlo.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

**AN ACT to Place the Position of Director, Bureau of Aeronautics and
Director, Bureau of Waterways in the Classified Service.**

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

Whereas, the Maine Transportation Act placed the Director of Aeronautics and the Director of Waterways in the unclassified service; and

Whereas, the resourceful and coordinated performance of the Department of Transportation requires that the appointment of all officers and employees within the department be made exclusively by the commissioner; and

Whereas, the following legislation is vitally necessary to expedite the determination of a permanent Director of Waterways and a permanent Director of Aeronautics in order that a routine and coordinated implementation of policy and operation may commence; 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. 2, § 6, sub-§ 5, amended. Subsection 5 of section 6 of Title 2 of the Revised Statutes, as enacted by chapter 542 of the public laws of 1967, as amended by section 1 of chapter 576 of the public laws of 1969, and as amended by section 1 of chapter 531 of the public laws of 1971, is

further amended by striking out all of the 12th line from the end as follows:
~~Aeronautical Director;~~

Sec. 2. R. S., T. 23, § 4206, sub-§ 4, amended. Subsection 4 of section 4206 of Title 23 of the Revised Statutes, as enacted by section 16 of chapter 593 of the public laws of 1971, is amended to read as follows:

4. Personnel. The commissioner may, subject to the Personnel Law, appoint such deputies, directors, assistants, general counsel and other officers and employees as may be needed for the performance of his duties; ~~except the Director of Aeronautics and the Director of Waterways shall be in the unclassified service and their appointments shall be made by the commissioner, with the advice and consent of the Governor and Council, to serve at the pleasure of the commissioner.~~

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

STATEMENT OF FACT

The purpose of this bill is to place all bureau chiefs in the Department of Transportation in the classified service.