

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

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Legislative Document

No. 1802

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H. P. 1385

House of Representatives, April 5, 1973

Speaker laid before the House and Mr. Henley of Norway withdrew motion to refer to State Government and on further motion of the same gentleman was referred to the Committee on County Government. Sent up for concurrence and 1,500 ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Henley of Norway.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-THREE

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AN ACT to Reform County Government.

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

Sec. 1. R. S., T. 30, c. 101, additional. Title 30 of the Revised Statutes is amended by adding a new chapter 101 to read as follows:

CHAPTER 101

SUBCHAPTER I

COUNTY COUNCIL

§ 1401. Purpose

The purpose of this Act is to reform county government by eliminating most elective offices and by establishing an elected county council with legislative power and a new administrative structure. The counties shall have home rule powers and control over their own budgets.

§ 1402. Governing body

Each of the several counties shall be governed by a legislative body known as the county council, which shall have duties and powers necessary to their execution as set forth in this subchapter.

§ 1403. Elections, terms, districts, vacancies

The county council for each county shall consist of 5 citizens, who shall elect one of their number as chairman. The members of the county council

shall be elected for terms of 2 years, in the same manner as are members of the Legislature. Each county shall be divided into 5 councillor districts, as hereinafter created in this subchapter, which shall be reapportioned after each Federal Census. A councillor shall be elected from each such district and shall be a resident of the district he represents.

When a vacancy occurs in the office of county councillor by death, resignation, removal from the county or for any other reason, the Governor, with the advice and consent of the Executive Council, shall appoint a person to fill the vacancy, who shall hold office until the first day of January after another has been elected to fill the place.

#### § 1404. Meetings

The county council shall meet on the first business day of January in odd-numbered years, and shall meet regularly at least once each month thereafter, on such day as the council may prescribe, and at such other times as it may decide. If the regular meeting day falls on a holiday, the meeting shall be held on the following day.

#### § 1405. Quorum and rules

A majority of the members of the council must be present to constitute a quorum.

The county council may adopt its own rules of order.

#### § 1406. Compensation

During the first term of the existence of the county council, the members of the council shall receive as compensation annual salaries of \$1,500 in weekly or monthly payments, and shall be entitled to reasonable expenses of travel to and from council meetings. Thereafter, the council may vote to increase its own salaries, subject to the approval of the electorate of the county in a vote at the next election for the county council after said salary increases.

#### § 1407. Powers and duties

The county council shall have all of the powers and duties that were assigned by law to the county commissioners of the various counties at the time of the effective date of this Act, except as hereinafter altered or amended.

Where not otherwise specified, the county council shall have the powers and duties:

1. To enact police power and administrative laws and ordinances which do not conflict with the legislative powers granted to the State and to municipalities;
2. To appoint the county administrator, hereinafter created in this subchapter;
3. To control the department of vital records, hereinafter created in this subchapter, and all other departments, boards and offices of the county which are continued or created;

4. To continue or, by ordinance, create and determine and define the powers and duties of such executives and administrative departments, boards and offices, in addition to those provided by general law, as it may deem necessary for the proper and efficient conduct of the affairs of the county. Any department, board or office so continued or created may at any time be abolished by the council;

5. To adopt the county budget, in accordance with the procedures established, and to assess the county tax;

6. To borrow money in anticipation of taxes to be repaid within one year, and to borrow money for capital expenditures by general obligation or revenue bonds;

7. To seek and expend federal funds and state funds for purposes of county government;

8. To provide for building or repairing and maintaining court houses, jails and other buildings necessary to its function and providing and maintaining grounds and parking lots adjacent thereto;

9. To employ counsel to represent the county in all actions and other civil proceedings in which the county is a party or is interested, or in which the official acts of the county council or any county officers are called in question in all the courts of the State and before any other tribunal;

10. To determine the salary of the sheriff.

#### § 1408. County budget and county tax

In order to assess a county tax, the county administrator shall prepare a budget of all sums necessary to defray expenses which have accrued or may probably accrue for the purposes set forth in section 1409 during the calendar year and shall present said budget to the county council at its regular January meeting. A public hearing shall be held on said budget after newspaper notice and notice by registered or certified mail with return receipt requested to the clerk of each municipality in said county. Such budget shall be made on such forms and in such manner as shall be approved by the State Department of Audit, and shall show in detail the proposed expenditures and expected receipts for each county department and account. After the public hearing, the county budget shall be reviewed by the county council and given final approval during the month of February.

The budget shall include a contingent account in an amount not to exceed \$50,000, which account shall be used only for emergency purposes at the discretion of the county council.

When the county budget is finally approved by the county council, it shall be recorded by the administrator. An attested copy shall be sent by him to the Secretary of State with a copy of the apportionment of the county tax on the municipalities in the county. The county council shall apportion the county tax upon the towns and other places in the county according to the last state valuation. It may add such sum above the sum so authorized not

exceeding 2% of said sum as a fractional division renders convenient and certify the fact in the record of apportionment and before the first day of March, issue the warrant of the council to the municipal assessors requiring them forthwith to assess the sum apportioned to their town or place and to commit their assessment to the tax collector for collection, and the county treasurer shall immediately certify the millage rate to the State Tax Assessor. The county tax shall be payable by the municipalities to the county administrator on the first day of October. A copy of said budget shall be transmitted by registered mail by the county council to the chairman of the governing board of each municipality in their respective counties and to the State Auditor on or before the first day of January of the year following the adoption of the budget.

§ 1409. Authorized expenditures

The county council may raise or appropriate money for the following purposes:

1. Operating expenses.

A. Providing for the operation of county government;

B. Establishing a contributory pension system for its officials and employees, or participating in an existing system, including the State Retirement System;

C. Providing for the operation of various departments of county government, including provision for police and fire protection;

D. Insuring officials, employees and volunteer workers against public liability and property damage resulting from their negligent operation of any vehicle owned or leased by the county or being used for county purposes or business;

E. Obtaining the services of county advisory organization.

2. Public works.

A. Providing for buildings, parks, parking places, water or sewage facilities, ways and bridges, except for ways and bridges in unorganized townships and plantations;

B. Providing for public solid waste disposal areas, either within or without its boundaries;

C. Providing for cemeteries;

D. Providing for flood control projects.

3. Health and welfare.

A. Supporting a hospital serving its residents;

B. Conducting a public health program, including employing the necessary professional help and assistance;

C. Providing for extermination and control of pests;

- D. Providing for a public ambulance and facilities for it;
  - E. Providing for a food stamp or donated food program in conformity with regulations promulgated by the United States Department of Health, Education and Welfare.
4. Development.
- A. Supporting a chamber of commerce or board of trade;
  - B. Advertising resources and attractions;
  - C. Purchasing real estate and property for county purposes, including purchases from the Federal Government;
  - D. Providing real estate and personal property for a recreational program;
  - E. Planning for the purpose of development, including employment of a director of industrial development;
  - F. Assisting a local historical society in writing and publishing its history;
  - G. Assisting conventions.
5. Celebrations and commemorations.
- A. Celebrating any anniversary of settlement of the county or funding and publishing the proceedings of the celebration;
  - B. Observing and decorating for holidays;
  - C. Supporting an organization to provide music for functions in public celebration, and providing for monuments and memorials and real estate suitable for their erection to honor the veterans of the Armed Forces who sacrificed their lives in the defense of the United States of America.
6. Transportation.
- A. Providing for the planning, construction, equipping, improvement, extension and operation of airports and including the provision of ground transportation equipment and facilities.
7. General duties and operation.
- A. Performing any of the duties required of it by law;
  - B. Providing for any operations authorized by law which by their nature require the expenditure of money.

The powers and authority provided in this section are additional and supplemental to any other authority or power of the counties, whether that authority or power be expressed or implied in existing statutes or other enabling provisions and shall not be regarded as in derogation of or as repealing any authority of power now existing under any other law.

### § 1410. Bonds

To provide funds for capital improvements, the county council is authorized to raise and expend sums not exceeding \$500,000 and to make such improvements and to build such facilities as they may deem advisable. The county council may borrow from time to time upon the full faith and credit of the county, such sums not exceeding in the aggregate \$500,000 as may be necessary therefor and may issue bonds therefor which shall bear on their face the words "(Name of county) County Capital Improvement Bonds, 19 (year)". A county having occasion to issue such bonds may make them payable in installments extending over a period of not more than 50 years. Such bonds shall be signed by the administrator of the county and countersigned by a majority of the county council. The county may sell such bonds at public or private sale upon such terms and conditions as the county council may deem proper but at not less than par and accrued interest.

Such bonds shall not be valid without first obtaining the consent of the county, by a vote of the citizens of the county, in the same manner provided by law for the issuance of bonds by the State. The county administrator, with the approval of the county council, may issue temporary notes of the county, payable in not more than one year from their date, in anticipation of the issue of serial bonds under these provisions and may renew the same, but the time within which such serial bonds shall become due and payable shall not, by reason of such temporary notes, be extended beyond the term fixed by these provisions. Any notes issued in anticipation of the serial bonds shall be paid from the proceeds thereof. The ballots submitted to the voters to authorize the issuance of bonds shall state the general purpose for which the proposed bonds are to be issued and the maximum principal amount of the proposed bonds authorized to be issued.

### § 1411. ANDROSCOGGIN COUNTY

Androscoggin County shall be divided into the following districts:

Council District No. 1 consisting of the municipality of Auburn;

Council District No. 2 consisting of Wards 1, 2 and 3 and Precinct 1 of Ward 4 of the municipality of Lewiston;

Council District No. 3 consisting of Precinct 2 of Ward 4 and Wards 5, 6 and 7 of the municipality of Lewiston;

Council District No. 4 consisting of the municipalities of Poland, Mechanic Falls, Minot, Turner, Livermore and Livermore Falls;

Council District No. 5 consisting of the municipalities of Leeds, Greene, Wales, Webster, Lisbon and Durham.

### § 1412. AROOSTOOK COUNTY

Aroostook County shall be divided into the following districts:

Council District No. 1 consisting of the municipalities and unorganized territory of Madawaska, St. Agatha, Frenchville, Fort Kent, New Canada

Plantation, Wallgrass Plantation, St. John Plantation, St. Francis Plantation, Allagash Plantation, Eagle Lake, Winterville Plantation, Unorganized Territory - North, Portage Lake, Nashville Plantation, Garfield Plantation and Ashland;

Council District No. 2 consisting of the municipalities and unorganized territory of Grand Isle, Van Buren, Hamilton Plantation, Cyr Plantation, Stockholm, New Sweden, Westmanland Plantation, Perham, Wade, Connor, Caswell Plantation and Limestone;

Council District No. 3 consisting of the municipalities of Caribou, Fort Fairfield, Easton and Mars Hill;

Council District No. 4 consisting of the municipalities and unorganized territory of Woodland, Washburn, Castle Hill, Mapleton, Presque Isle, Chapman, Westfield, E Plantation, Blaine, Unorganized Territory - Central, Masardis and Oxbow Plantation;

Council District No. 5 consisting of the municipalities and unorganized territory of Bridgewater, Monticello, Littleton, Hammond Plantation, Ludlow, Smyrna, Merrill, Moro Plantation, Hersey, Dyer Brook, Oakfield, New Limerick, Houlton, Hodgdon, Linneus, Island Falls, Crystal, Sherman, Cary Plantation, Amity, Orient, Haynesville, Glenwood Plantation, Unorganized Territory - South, Benedicta, Macwahoc Plantation, Reed Plantation, Bancroft and Weston.

#### § 1413. CUMBERLAND COUNTY

Cumberland County shall be divided into the following districts:

Council District No. 1 consisting of Precincts 1 and 2 of Ward 1, Precincts 1 and 2 of Ward 2, Precinct 1 of Ward 3, and Precincts 1 and 2 of Ward 4 of the municipality of Portland;

Council District No. 2 consisting of Precinct 2 of Ward 3, Precincts 1 and 2 of Ward 5, Precincts 1 and 2 of Ward 6 of the municipality of Portland and the municipalities of Falmouth and Cumberland;

Council District No. 3 consisting of the municipalities of Casco, Raymond, Gray, New Gloucester, Pownal, North Yarmouth, Yarmouth, Freeport, Brunswick and Harpswell;

Council District No. 4 consisting of the municipalities of Bridgton, Harrison, Otisfield, Naples, Sebago, Baldwin, Standish, Gorham, Windham and Westbrook;

Council District No. 5 consisting of the municipalities of South Portland, Cape Elizabeth and Scarborough.

#### § 1414. FRANKLIN COUNTY

Franklin County shall be divided into the following districts:

Council District No. 1 consisting of the municipalities and unorganized territory of Unorganized Territory - North, Eustis, Coplin Plantation, Dallas



Plantation, Rangeley, Rangeley Plantation, Sandy River Plantation, Madrid, Phillips, Unorganized Territory - West Central, Weld and Avon;

Council District No. 2 consisting of the municipalities and unorganized territory of Kingfield, Unorganized Territory - East Central, Strong, New Vineyard, Industry and New Sharon;

Council District No. 3 consisting of the municipalities and unorganized territory of Carthage, Unorganized Territory - South, Temple and Wilton;

Council District No. 4 consisting of the municipality of Farmington;

Council District No. 5 consisting of the municipalities of Jay and Chester-ville.

#### § 1415. HANCOCK COUNTY

Hancock County shall be divided into the following districts:

Council District No. 1 consisting of the municipalities and unorganized territory of Plantation No. 33, Unorganized Territory - East, Aurora, Amherst, Mariaville, Otis, Waltham, Osborn Plantation, Eastbrook, Franklin, Unorganized Territory - Central, Hancock, Lamoine, Sullivan, Sorrento, Gouldsboro and Winter Harbor;

Council District No. 2 consisting of the municipalities of Dedham, Bucksport, Orland, Verona and Penobscot;

Council District No. 3 consisting of the municipalities and unorganized territory of Ellsworth, Surry, Trenton, Tremont, Cranberry Isles and Long Island Plantation;

Council District No. 4 consisting of the municipalities of Bar Harbor, Mount Desert and Southwest Harbor;

Council District No. 5 consisting of the municipalities of Castine, Blue Hill, Brooklin, Sedgwick, Brooksville, Deer Isle, Stonington and Swan's Island.

#### § 1416. KENNEBEC COUNTY

Kennebec County shall be divided into the following districts:

Council District No. 1 consisting of the municipality of Augusta;

Council District No. 2 consisting of the municipality of Waterville;

Council District No. 3 consisting of the municipalities and unorganized territory of Clinton, Benton, Unity Plantation, Winslow, Albion, Vassalborough, China and Windsor;

Council District No. 4 consisting of the municipalities of Chelsea, Hallowell, Farmingdale, West Gardiner, Gardiner, Randolph and Pittston;

Council District No. 5 consisting of the municipalities of Vienna, Rome, Oakland, Fayette, Mount Vernon, Belgrade, Sidney, Readfield, Wayne, Winthrop, Manchester, Monmouth and Litchfield.

**§ 1417. KNOX COUNTY**

Knox County shall be divided into the following districts :

Council District No. 1 consisting of the municipalities of Washington, Union, Appleton, Hope and Rockport ;

Council District No. 2 consisting of the municipalities of Camden, North Haven, Vinalhaven and Isle au Haut ;

Council District No. 3 consisting of the municipality of Rockland ;

Council District No. 4 consisting of the municipalities of Thomaston, South Thomaston and Owls Head ;

Council District No. 5 consisting of the municipalities and unorganized territory of Friendship, Cushing, Warren, St. George and Matinicus Isle Plantation.

**§ 1418. LINCOLN COUNTY**

Lincoln County shall be divided into the following districts :

Council District No. 1 consisting of the municipalities and unorganized territory of Somerville Plantation, Jefferson, Whitefield, Alna and Newcastle ;

Council District No. 2 consisting of the municipalities of Nobleboro and Waldoboro ;

Council District No. 3 consisting of the municipalities and unorganized territory of Damariscotta, Bremen, Bristol, South Bristol and Monhegan Plantation ;

Council District No. 4 consisting of the municipalities of Dresden, Wiscasset, Westport, Edgcomb and Southport ;

Council District No. 5 consisting of the municipalities of Boothbay and Boothbay Harbor.

**§ 1419. OXFORD COUNTY**

Oxford County shall be divided into the following districts :

Council District No. 1 consisting of the municipalities and unorganized territory of Unorganized Territory - North, Lincoln Plantation, Magalloway Plantation, Upton, Byron, Roxbury, Andover, Newry, Gilead, Unorganized Territory - South, Stow, Lovell, Stoneham, Waterford, Sweden, Fryeburg, Denmark, Brownfield, Hiram and Porter ;

Council District No. 2 consisting of the municipalities of Hanover, Bethel, Greenwood, Norway and Oxford ;

Council District No. 3 consisting of the municipality of Rumford ;

Council District No. 4 consisting of the municipalities of Mexico, Dixfield, Peru and Canton ;

Council District No. 5 consisting of the municipalities and unorganized territory of Milton Plantation, Woodstock, West Paris, Sumner, Hartford, Buckfield, Paris and Hebron.

#### § 1420. PENOBSCOT COUNTY

Penobscot County shall be divided into the following districts:

Council District No. 1 consisting of the municipalities and unorganized territory of Unorganized Territory - North, Mount Chase Plantation, Patten, Stacyville, Millinocket, East Millinocket, Medway, Woodville, Mattawamkeag, Kingman Plantation, Drew Plantation, Prentiss Plantation, Webster Plantation, Winn, Chester, Seboeis Plantation, Maxfield, Howland, Enfield, Lincoln, Lee, Springfield, Carroll Plantation, Lakeville Plantation and Burlington;

Council District No. 2 consisting of the municipalities and unorganized territory of Lowell, Passadumkeag, Edinburg, Lagrange, Alton, Unorganized Territory - Argyle, Greenbush, Grand Falls Plantation, Greenfield, Milford, Old Town, Glenburn, Orono, Bradley;

Council District No. 3 consisting of Precincts 1 and 2 of Ward 3, Precincts 1 and 2 of Ward 4, Ward 5, Ward 6, and Precinct 2 of Ward 7 of the municipality of Bangor;

Council District No. 2 consisting of Ward 1, Ward 2 and Precinct 1 of Ward 7 of the municipality of Bangor and the municipalities of Veazie, Brewer, Orrington, Holden, Eddington and Clifton;

Council District No. 5 consisting of the municipalities of Dexter, Garland, Charleston, Bradford, Hudson, Corinth, Exeter, Corinna, Newport, Stetson, Levant, Kenduskeag, Hermon, Carmel, Etna, Plymouth, Dixmont, Newburgh and Hampden.

#### § 1421. PISCATAQUIS COUNTY

Piscataquis County shall be divided into the following districts:

Council District No. 1 consisting of the municipalities and unorganized territory of Unorganized Territory - North, Greenville, Shirley, Blanchard Plantation, Kingsbury Plantation, Wellington and Parkman;

Council District No. 2 consisting of the municipalities and unorganized territory of Elliottsville Plantation, Monson, Willimantic, Bowerbank, Barnard Plantation, Brownville, Lake View Plantation, Unorganized Territory - South East, Medford and Atkinson;

Council District No. 3 consisting of the municipalities of Abbot, Guilford and Sangerville;

Council District No. 4 consisting of the municipality of Dover-Foxcroft;

Council District No. 5 consisting of the municipalities of Sebec and Milo.

#### § 1422. SAGADAHOC COUNTY

Sagadahoc County shall be divided into the following districts:

**Council District No. 1** consisting of the municipalities of Bowdoin, Bowdoinham and Richmond;

**Council District No. 2** consisting of the municipality of Topsham;

**Council District No. 3** consisting of Wards 1, 2, 3, 4 of the municipality of Bath;

**Council District No. 4** consisting of Wards 5, 6, 7 of the municipality of Bath;

**Council District No. 5** consisting of the municipalities of Woolwich, West Bath, Phippsburg, Arrowsic and Georgetown.

#### § 1423. SOMERSET COUNTY

Somerset County shall be divided into the following districts:

**Council District No. 1** consisting of the municipalities and unorganized territory of Unorganized Territory - North, Dennistown Plantation, Moose River, Jackman, West Forks Plantation, The Forks Plantation, Caratunk Plantation, Highland Plantation, Pleasant Ridge Plantation, Moscow, Unorganized Territory - Central, Bingham, Brighton Plantation, New Portland, Embden, Anson, Starks and Mercer;

**Council District No. 2** consisting of the municipalities of Madison, Solon, Athens, Hartland, Harmony, Ripley and Cambridge;

**Council District No. 3** consisting of the municipalities of Norridgewock, Smithfield and Fairfield;

**Council District No. 4** consisting of the municipalities of Cornville and Skowhegan;

**Council District No. 5** consisting of the municipalities of Canaan, Pittsfield, Detroit, Palmyra and St. Albans.

#### § 1424. WALDO COUNTY

Waldo County shall be divided into the following districts:

**Council District No. 1** consisting of the municipalities of Burnham, Troy, Unity, Freedom, Palermo and Liberty;

**Council District No. 2** consisting of the municipalities of Thorndike, Knox, Brooks, Jackson, Monroe and Winterport;

**Council District No. 3** consisting of the municipalities of Frankfort, Swanville, Searsport, Prospect and Stockton Springs;

**Council District No. 4** consisting of the municipality of Belfast;

**Council District No. 5** consisting of the municipalities of Waldo, Morrill, Montville, Searsmont, Belmont, Lincolnville, Northport and Islesboro.

#### § 1425. WASHINGTON COUNTY

Washington County shall be divided into the following districts:

Council District No. 1 consisting of the municipalities and unorganized territories of Danforth, Unorganized Territory - North, Vanceboro, Codyville Plantation, Waite, Talmadge, Grand Lake Stream Plantation, Plantation No. 21, Princeton, Baileyville, Baring, Alexander, Crawford, Wesley and Beddington;

Council District No. 2 consisting of the municipalities and unorganized territory of Calais, Robbinston, Perry, Charlotte, Meddybemps, Cooper, Plantation No. 14 and Dennysville;

Council District No. 3 consisting of the municipalities of Deblois, Cherryfield, Steuben, Milbridge, Harrington, Addison, Jonesport and Beals;

Council District No. 4 consisting of the municipalities of Columbia, Columbia Falls, Northfield, Centerville, Jonesboro, Roque Bluffs, Whitneyville, Marshfield, East Machias, Machias and Machiasport;

Council District No. 5 consisting of the municipalities and unorganized territory of Whiting, Cutler, Unorganized Territory, Lubec, Pembroke and Eastport.

#### § 1426. YORK COUNTY

York County shall be divided into the following districts:

Council District No. 1 consisting of the municipalities of Parsonsfield, Cornish, Limington, Limerick, Newfield, Acton, Shapleigh, Waterboro, Lyman, Alfred, Lebanon, North Berwick, Berwick, South Berwick and Eliot;

Council District No. 2 consisting of the municipalities of Hollis, Buxton, Dayton, Saco and Old Orchard Beach;

Council District No. 3 consisting of the municipalities of Biddeford and Kennebunkport;

Council District No. 4 consisting of the municipalities of Sanford, Kennebunk and Arundel;

Council District No. 5 consisting of the municipalities of Wells, York and Kittery.

### SUBCHAPTER II COUNTY ADMINISTRATOR

#### § 1451. County administrator

There is created for each county the office of county administrator. The administrator shall be appointed by the county council and shall serve at the pleasure of the council. The council shall determine the compensation of the administrator.

#### § 1452. Administration

The administrator shall be the administrative head of the county government. He shall be responsible to the council for the administration of all departments over which the council has control.

**§ 1453. Powers and duties**

Where the powers and duties of the county administrator are not otherwise provided, the county administrator shall:

1. Be the chief executive and administrative official of the county;
2. Be responsible to the council for the administration of all departments, boards and offices over which the council has control;
3. Execute all laws and ordinances of the county;
4. Appoint, subject to the confirmation of the council, supervise, control and remove the heads of departments, boards and officers and, subject to the confirmation of the council, determine their compensation;
5. Appoint, supervise, control and remove all other officials, subordinates and assistants, except that he may delegate this authority to a head of a department, board or office and report all appointments and removals to the council;
6. Act as purchasing agent for all departments, boards and offices, provided that the council may require that all purchases greater than a designated amount shall be submitted to sealed bid;
7. Attend all meetings of the council;
8. Make recommendations to the council for the more efficient operation of county government;
9. Submit annually to the council for its consideration and approval an operating and a capital budget;
10. Keep the council informed as to the financial condition of the county;
11. Make, at the end of each year, in connection with the council, a statement of the financial condition of the county showing in detail all moneys received into and paid out of the treasury of the county and other facts and statistics necessary to exhibit the true state of its finances, and publish in pamphlet form a reasonable number of copies for distribution among its citizens;
12. Keep his books and accounts on such form and in such manner as shall be approved by the State Department of Audit and shall apply all moneys received by him for the use of the county towards defraying its expenses;
13. May, with the approval of the council, deposit the moneys received by him for the use of the county in any of the banking institutions or trust companies or mutual savings banks organized under the laws of this State or in any national bank or banks located therein, or when in his judgment there is money in the treasury which is not needed to meet current obligations, may, with the advice and consent of the council, invest such amount as he deems advisable in bonds, notes, certificates of indebtedness or other obligations of the United States which mature not more than one year from the date of investment;

14. May enforce payment of taxes in the manner prescribed by the Treasurer of State;

15. May collect all moneys paid by the United States for the use and keeping of the county jail;

16. May charge off the books of account of the county, in whole or in part, such accounts receivable, including taxes which are impracticable of realization, subject to the approval of the council;

17. Make a daily record of the doings of the council and shall copy such records when approved by the council, into the records of the council;

18. On or before January 1st of each year, make an inventory of all property belonging to the county and submit it to the council;

19. Be responsible to the council for the maintenance of all county buildings and for all other county property.

### SUBCHAPTER III

#### DEPARTMENT OF VITAL RECORDS

##### § 1501. Director of vital records

A director of vital records shall be appointed for each county by the county administrator thereof, subject to the confirmation of the county council. The compensation of the director of vital records shall be determined by the county administrator, subject to the approval of the county council. The county council may require the director of vital records to give a bond to the county for the faithful discharge of his duties.

The director of vital records shall be the administrative director of the department of vital records, hereinafter in this subchapter established and shall have all of the duties and responsibilities formerly assigned by law to the register of deeds and the register of probate.

The salary of the director of vital records shall be in full compensation for the performance of all duties required of the director of vital records and no other fees and compensation shall be allowed. He may make copies of all documents filed in his department and furnish the same to persons calling for them. He may charge a reasonable fee for such services, when a fee is not fixed by statute, or when a law does not require that certain copies be furnished without charge. He shall account under oath to the administrator and to the council for all fees received, specifying the items and shall pay the whole amount of same to the administrator, at such times as the council shall by ordinance direct.

The director of vital records shall not give an opinion upon the title to real estate.

##### § 1502. Department of vital records

The department of vital records shall be under the control of the county council and shall consist of a division of deeds and a division of probate

records. The director of vital records shall have the authority to hire such personnel to administer the department as the council may authorize, including part-time personnel.

Branch offices of the department may be maintained or established in such locations in the county as the council may authorize.

**Sec. 2. R. S., T. 30, § 2, amended.** The first to the 17th paragraphs of section 2 of Title 30 of the Revised Statutes, as amended, are further amended to read as follows:

The 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 receive annual salaries from the county treasury in weekly or monthly payments as follows except that 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 commissioners, \$3,400; chairman, \$4,000; clerk of courts, \$9,850; county attorney, \$8,500; first assistant county attorney, \$6,000; second assistant county attorney, \$6,000; county treasurer, \$7,300; sheriff, \$9,250; register of deeds, \$8,050; Judge of probate, \$7,250; register of probate, \$7,450.

**Aroostook County:** County commissioners, \$1,800; except that one member of the board, designated by the board as chief administrative officer shall receive \$6,500; clerk of courts, \$8,500; county attorney, \$8,500; assistant county attorney, \$5,500; county treasurer \$3,500; sheriff, \$7,500; register of deeds, northern district, \$6,500; southern district, \$6,500; Judge of probate, \$5,500; register of probate, \$5,000.

**Cumberland County:** County commissioners, \$5,225; clerk of courts, \$9,600; deputy clerk of courts, \$9,000; county attorney, \$10,000; first assistant county attorney, \$7,000; second assistant county attorney, \$7,000; third assistant county attorney, \$7,000; county treasurer, \$9,000; sheriff, \$10,000; register of deeds, \$9,000; deputy register of deeds, \$7,200; Judge of probate, \$10,800 register of probate, \$8,400.

**Franklin County:** County commissioners, \$1,500; clerk of courts, \$5,750; county attorney, \$7,000; county treasurer, \$2,000; sheriff, \$6,800; register of deeds, \$5,750; Judge of probate, \$3,500; register of probate, \$5,750.

**Hancock County:** County commissioners, \$1,900; chairman, \$2,200; clerk of courts, \$5,250; deputy clerk of courts, \$4,100; county attorney, \$8,500; assistant county attorney, \$4,500; county treasurer, \$4,000; sheriff, \$6,500; register of deeds, \$5,250; Judge of probate, \$5,250; register of probate, \$5,250.

**Kennebec County:** County commissioners, \$3,200; chairman, \$3,500; clerk of courts, \$6,275; deputy clerk of courts, \$4,895; county attorney, \$9,000; as-



assistant county attorney, \$6,000; county treasurer, \$5,000; sheriff, \$7,500; register of deeds, \$7,000; Judge of probate, \$7,500; register of probate, \$5,000.

**Knox County:** County commissioners, \$1,650; clerk of courts, \$5,500; county attorney, \$7,500; county treasurer, \$1,755; sheriff, \$5,660; register of deeds, \$5,660; Judge of probate, \$5,000; register of probate, \$4,000.

**Lincoln County:** County commissioners, \$1,500; chairman, \$2,000; clerk of courts, \$6,300; county attorney, \$7,500; county treasurer, \$2,100; sheriff, \$7,000; register of deeds, \$6,300; Judge of probate, \$6,000; register of probate, \$6,100.

**Oxford County:** County commissioners, \$2,250; chairman, \$2,450; clerk of courts, \$5,900; county attorney, \$8,000; assistant county attorney, \$5,000; county treasurer, \$3,000; sheriff, \$7,000; register of deeds, eastern district, \$5,600; western district, \$3,400; Judge of probate, \$4,800; register of probate, \$4,800.

**Penobscot County:** County commissioners, \$3,300; chairman, \$3,550; clerk of courts, \$7,600; deputy clerk of courts, \$6,500; county attorney, \$8,000; first assistant county attorney, \$6,000; second assistant county attorney, \$6,000; county treasurer, \$4,300; sheriff, \$7,500; register of deeds, \$7,000; Judge of probate, \$8,000; register of probate, \$6,500.

**Piscataquis County:** County commissioners, \$1,500; chairman, \$1,800; clerk of courts, \$5,500; county attorney, \$7,000; county treasurer, \$2,200; sheriff, \$6,800; register of deeds, \$6,000; Judge of probate, \$5,500; register of probate, \$5,500.

**Sagadahoc County:** County commissioners, \$1,500; clerk of courts, \$6,000; county attorney, \$7,500; county treasurer, \$3,000; sheriff, \$7,000; register of deeds, \$6,250; Judge of probate, \$5,600; register of probate, \$6,000.

**Somerset County:** County commissioners, \$1,500; chairman, \$1,750; clerk of courts, \$6,250; county attorney, \$8,000; assistant county attorney, \$5,000; county treasurer, \$2,850; sheriff, \$6,250; register of deeds, \$6,250; Judge of probate, \$6,250; register of probate, \$6,250.

**Waldo County:** County commissioners, \$1,400; clerk of courts, \$6,300; county attorney, \$8,000; county treasurer, \$2,100; sheriff, \$6,400; register of deeds, \$5,500; Judge of probate, \$5,500; register of probate, \$5,500.

**Washington County:** County commissioners, \$1,800; chairman, \$2,100; clerk of courts, \$5,200; county attorney, \$8,500; assistant county attorney, \$4,500; county treasurer, \$4,500; sheriff, \$6,250; register of deeds, \$5,200; Judge of probate, \$5,700; register of probate, \$5,200.

**York County:** County commissioners, \$2,600; clerk of courts, \$8,000; deputy clerk of courts, \$5,300; county attorney, \$8,000; first assistant county attorney, \$5,500; second assistant county attorney, \$5,000; county treasurer, \$2,600; sheriff, \$9,000; register of deeds, \$7,500; Judge of probate, \$7,000; register of probate, \$5,500.

Sec. 3. R. S., T. 30, §§ 3-6, repealed. Sections 3 to 6 of Title 30 of the Revised Statutes are repealed.

**Sec. 4. R. S., T. 30, §§ 57-59, repealed.** Section 57, and sections 58 and 59 as enacted by chapter 435 of the public laws of 1967, of Title 30 of the Revised Statutes are repealed.

**Sec. 5. R. S., T. 30, §§ 101 - 105, repealed.** Sections 101 to 105 of Title 30 of the Revised Statutes are repealed.

**Sec. 6. R. S., T. 30, § 105-B, repealed.** Section 105-B of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 331 of the public laws of 1969, is repealed.

**Sec. 7. R. S., T. 30, § 105-C, repealed.** Section 105-C of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 352 of the public laws of 1969, is repealed.

**Sec. 8. R. S., T. 30, § 105-D, repealed.** Section 105-D of Title 30 of the Revised Statutes, as enacted by chapter 86 of the public laws of 1971, is repealed.

**Sec. 9. R. S., T. 30, § 105-E, repealed.** Section 105-E of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 370 of the public laws of 1971, is repealed.

**Sec. 10. R. S., T. 30, § 106, repealed.** Section 106 of Title 30 of the Revised Statutes is repealed.

**Sec. 11. R. S., T. 30, § 151, repealed.** Section 151 of Title 30 of the Revised Statutes, as amended by chapter 99 of the public laws of 1969, is repealed.

**Sec. 12. R. S., T. 30, §§ 152 and 201, repealed.** Sections 152 and 201 of Title 30 of the Revised Statutes are repealed.

**Sec. 13. R. S., T. 30, §§ 252 - 254, repealed.** Sections 252 and 253, as amended, and section 254 of Title 30 of the Revised Statutes are repealed.

**Sec. 14. R. S., T. 30, §§ 301 and 302, repealed.** Sections 301 and 302 of Title 30 of the Revised Statutes are repealed.

**Sec. 15. R. S., T. 30, §§ 303 and 304, repealed.** Sections 303 and 304 of Title 30 of the Revised Statutes, as enacted by chapter 219 of the public laws of 1969, are repealed.

**Sec. 16. R. S., T. 30, §§ 404 - 407, repealed.** Sections 404 to 406 and section 407, as amended, of Title 30 of the Revised Statutes are repealed.

**Sec. 17. R. S., T. 30, §§ 409 and 410, repealed.** Sections 409 and 410 of Title 30 of the Revised Statutes are repealed.

**Sec. 18. R. S., T. 30, § 412, repealed.** Section 412 of Title 30 of the Revised Statutes, as enacted by chapter 393 of the public laws of 1969, is repealed.

**Sec. 19. R. S., T. 30, §§ 413 - 415, repealed.** Sections 413 to 415 of Title 30 of the Revised Statutes, as enacted by chapter 436 of the public laws of 1971, are repealed.

**Sec. 20. R. S., T. 30, § 416, repealed.** Section 416 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 571 of the public laws of 1971, is repealed.

**Sec. 21. R. S., T. 30, § 1203, repealed.** Section 1203 of Title 30 of the Revised Statutes, as enacted by chapter 292 of the public laws of 1969, is repealed.

**Sec. 22. R. S., T. 30, §§ 1251 and 1301, repealed.** Sections 1251 and 1301 of Title 30 of the Revised Statutes are repealed.

**Sec. 23. Amendatory clause.** Whenever in the Revised Statutes the words "county commissioners" or "commissioners" when used in reference to county commissioner or county commission appear, they shall mean "county councillors" or "county council."

**Sec. 24. Transitional provisions.** The present terms of office of all county commissioners shall expire on January 1, 1975. If any vacancy occurs in the office of county commissioner by death, resignation, removal from the county or for any other reason, the Governor with the advice and consent of the Council shall appoint a person to fill the vacancy, who shall hold office until January 1, 1975.

**Sec. 25. R. S., T. 30, §§ 601 - 604, 651, 701 - 704, 751 - 756 and 801, repealed.** Sections 601 to 604, 651, as amended, 701 to 703, 704, as amended, 751, as amended, 752 to 756 and 801, of Title 30 of the Revised Statutes, are repealed.

**Sec. 26. Amendatory clause.** Whenever in the Revised Statutes the words "county treasurer" or "treasurer of the county" or "treasurer," when used with reference to a county treasurer, or the words "clerk of the county commissioners" or "clerk" when used with reference to a clerk of the county commissioners appear, they shall mean "county administrator."

**Sec. 27. Transitional provision.** The present terms of office of all county treasurers shall continue and shall not expire until a county administrator has been appointed by the county council to assume his duties. At the time that a county administrator is appointed, the county treasurer shall turn over to the county administrator all bonds and accounts and other records of his office.

Clerks of the Superior Court shall continue to function as clerks of the county council until a county administrator has been appointed, at which time all records shall be turned over to the county administrator.

**Sec. 28. R. S., T. 18, §§ 251, 252, 256 and 259, repealed.** Sections 251, 252, 256 and 259 of Title 18 of the Revised Statutes are repealed.

**Sec. 29. R. S., T. 33, §§ 601 - 609, repealed.** Sections 601, as amended, sections 602 to 605, section 606, as repealed and replaced by section 2 of chapter 230 of the public laws of 1971, and sections 607 to 609 of Title 33 of the Revised Statutes are repealed.

**Sec. 30. Amendatory clause.** Whenever in the Revised Statutes the words "registry of deeds" or "probate office" appear, they shall mean "department of vital records."

Whenever in the Revised Statutes the words "register of deeds" or "register," when used in reference to a register of deeds, or "register of probate" or "register," when used in reference to a register of probate appear, they shall mean "director of vital records."

**Sec. 31. Transitional provisions.** The present terms of office of all registers of deeds and registers of probate shall continue and shall not expire until a director of vital records has been appointed by the county administrator and confirmed by the county council, at which time the registers of deeds and registers of probate shall turn over to said director all books, records, accounts and funds of their offices.

**Sec. 32. R. S., T. 5, § 199, repealed.** Section 199 of Title 5 of the Revised Statutes, as amended by section 2 of chapter 53 of the public laws of 1969, is repealed.

**Sec. 33. R. S., T. 5, § 200-A, amended.** The 2nd paragraph of section 200-A of Title 5 of the Revised Statutes, as enacted by section 1 of chapter 58 of the public laws of 1967, is amended to read as follows:

The Attorney General shall have full responsibility for the direction and control of all investigation and prosecution of homicides and ~~such other major crimes as the Attorney General may deem necessary for the peace and good order of the State of Maine~~ in addition, shall be responsible for the prosecution of all crimes and offenses against the State of Maine.

**Sec. 34. R. S., T. 5, §§ 200-C - 200-E, additional.** Title 5 of the Revised Statutes is amended by adding 3 new sections, 200-C to 200-E, to read as follows:

**§ 200-C. Legislative intent**

The Attorney General shall appoint a full-time district attorney in each of the 13 judicial districts created under Title 4, section 154 whose primary duty shall be to prosecute offenders within that judicial district. The duties of said district attorneys shall also include all the duties formerly imposed upon the county attorney, both civil and criminal. Said district attorney shall be or shall become and shall remain a resident in his respective district. All district attorneys appointed by the Attorney General pursuant to this section shall be subject to the approval of the Governor. Terms shall run concurrent with that of the Attorney General unless terminated sooner for cause.

**§ 200-D. Additional assistant district attorneys**

The Attorney General shall appoint such other assistant district attorneys as he deems necessary to carry out section 200-A.

**§ 200-E. Office space for prosecutors**

The office space currently being provided by the various counties to the county attorneys for office space shall be made available to the Attorney General for carrying out the purposes of this chapter.

**Sec. 35. R. S., T. 30, §§ 451 - 453, repealed.** Sections 451 to 453 of Title 30 of the Revised Statutes are repealed.

**Sec. 36. R. S., T. 30, §§ 501 - 506, repealed.** Sections 501 and 502, 503 as amended, and 504 to 506 of Title 30 of the Revised Statutes are repealed.

**Sec. 37. R. S., T. 30, § 557, repealed.** Section 557 of Title 30 of the Revised Statutes is repealed.

**Sec. 38. R. S., T. 30, § 558, repealed.** Section 558 of Title 30 of the Revised Statutes, as repealed and replaced by section 14 of chapter 573 of the public laws of 1969, is repealed.

**Sec. 39. R. S., T. 30, §§ 559 and 560, repealed.** Sections 559 and 560 of Title 30 of the Revised Statutes, as enacted by section 2 of chapter 530 of the public laws of 1967, are repealed.

**Sec. 40. R. S., T. 30, §§ 561 and 562, repealed.** Sections 561 and 562 of Title 30 of the Revised Statutes, as enacted by sections 3 and 4 of chapter 484 of the public laws of 1969, are repealed.

**Sec. 41. Transitional provisions.** The present terms of office of all county attorneys and assistant county attorneys shall continue and shall not expire until successors have been appointed and qualified. In any event, the terms of county attorneys and assistant county attorneys shall expire on December 31, 1974. No district attorney shall be appointed to succeed a county attorney or assistant county attorney before January 3, 1974.

During the period that they continue in office said county attorneys and assistant county attorneys shall have the same powers, duties and obligations as they previously had. They shall be subject to the direction and control of the Attorney General.

When a district attorney has been appointed and qualified to succeed a county attorney or assistant county attorney, the Attorney General shall designate the respective county attorney or assistant county attorney succeeded by that officer. Whenever a county attorney or assistant county attorney has been replaced by a district attorney his term shall terminate.

Upon termination of an office of county attorney or assistant county attorney, or upon the office otherwise becoming vacant after such establishment and appointment, all cases being handled by the county attorney, together with his records, shall be transferred to the Attorney General.

**Sec. 42. R. S., T. 5, § 671, amended.** The first paragraph of section 671 of Title 5 of the Revised Statutes is amended by adding at the end a new sentence to read as follows:

**The classified service shall include full-time deputy sheriffs appointed and employed under Title 30, section 958, and chief deputy sheriffs appointed and employed under Title 30, section 954.**

**Sec. 43. R. S., T. 30, § 951, amended.** The first sentence of section 951 of Title 30 of the Revised Statutes is amended to read as follows:

Every sheriff, elected or appointed, may appoint **part-time** deputies for whose official misconduct and neglect he is answerable.

**Sec. 44. R. S., T. 30, § 951, amended.** The last 2 sentences of section 951 of Title 30 of the Revised Statutes, as amended by chapter 379 of the public laws of 1965 and by chapter 213 of the public laws of 1971, are repealed.

**Sec. 45. R. S., T. 30, § 954, amended.** Section 954 of Title 30 of the Revised Statutes is amended to read as follows:

**§ 954. Chief deputy**

~~Subject to section 951, the~~ The sheriff in each county shall, as soon as may be after he takes office, appoint a chief deputy **from the full-time deputies employed to serve under him, who shall have all the powers and duties of a deputy sheriff** and who shall be subject to the direction of the sheriff in the administration of his office. **The salary of said chief deputy shall be as provided by the Personnel Law and shall be in full compensation for all services and in lieu of all fees, except fees for the service of civil process.**

**Sec. 46. R. S., T. 30, § 958, repealed and replaced.** Section 958 of Title 30 of the Revised Statutes, as amended, is repealed and the following enacted in place thereof:

**§ 958. Full-time deputies**

Every sheriff, elected or appointed, shall appoint and employ full-time deputy sheriffs, subject to the Personnel Law, for whose official misconduct and neglect he is answerable. It shall be one of the duties of said deputies to enforce the criminal laws of their respective counties.

Thir appointment and employment shall be in writing, signed by the sheriff and recorded in the office of the clerk of courts in each county. The sheriff shall furnish to the clerk of courts in each county the names of the deputies by him appointed and employed from time to time, with the residence and post-office address of each.

Upon approval of the county council, uniforms for the sheriff and for full-time deputies required by this section shall be furnished by the county.

He shall require any of said deputies who are engaged in the enforcement of Title 29, section 2121 to wear a uniform sufficient to identify themselves as officers of the law.

The salaries of said deputies shall be as provided by the Personnel Law and shall be in full compensation for all services and in lieu of all fees, except fees for the service of civil process. All fees and charges of whatever nature, except for service of civil process, which may be payable to any full-time deputy sheriff, shall be payable by them to the county treasurer for the use and benefit of the county.

**Sec. 47. Effective date.** This Act shall become operative but not effective on January 1, 1974 for the purposes of allowing the Personnel Board to implement these procedures and to allow chief deputy sheriffs and deputy

sheriffs to qualify under the Personnel Law. This Act shall become completely effective on January 1, 1975 and all chief deputy sheriffs and deputy sheriffs after that time shall be subject to these provisions. They shall be appointed subject to the Personnel Law and if they do not qualify under the Personnel Law, they shall not be eligible to further serve after said date in their respective capacities.

**Sec. 48. R. S., T. 4, § 501, amended.** The first sentence of section 501 of Title 4 of the Revised Statutes is amended to read as follows:

In all cases in the Supreme Judicial or in the Superior Court in which the court appoints one or more persons, not exceeding 3, as referees, masters or auditors, to hear the same, their fees and necessary expenses, including stenographic services upon a per diem basis, shall be paid by the ~~county~~ **State** on presentation of the proper certificate of the clerk of courts for ~~that the~~ **county in which such case is pending**, or by such of the parties, or out of any fund or subject matter of the action, which is in the custody and control of the court, or by apportionment among such sources of payment, as the court shall direct.

**Sec. 49. R. S., T. 4, § 551, repealed and replaced.** Section 551 of Title 4 of the Revised Statutes, as last repealed and replaced by section 1 of chapter 229 of the public laws of 1969, is repealed and the following enacted in place thereof:

**§ 551. Appointment; salary**

The clerks of the judicial courts shall be appointed by the Governor with the consent of the Council. Salaries of the clerks shall be paid by the State, in such amounts as shall be determined by the Legislature.

**Sec. 50. R. S., T. 4, § 651, amended.** The first sentence of the 2nd paragraph of section 651 of Title 4 of the Revised Statutes is amended to read as follows:

Official Court Reporters appointed by the Chief Justice of the Supreme Judicial Court shall receive, from the ~~county in which the court or proceeding is held~~ **State, when the court or proceeding is held**, their expenses when in attendance upon such court or proceeding away from their place of residence but not otherwise.

**Sec. 51. R. S., T. 4, § 652, repealed and replaced.** Section 652 of Title 4 of the Revised Statutes is repealed and the following enacted in place thereof:

**§ 652. Approval and payment of reporter's expenses**

All expense statements of Court Reporters pursuant to the 2nd paragraph of section 651 shall be submitted to the office of the Chief Justice of the Supreme Judicial Court, and shall be further approved by him before payment by the Treasurer of State.

**Sec. 52. R. S., T. 14, § 1215, amended.** Section 1215 of Title 14 of the Revised Statutes, as enacted by section 1 of chapter 391 of the public laws of 1971, is amended to read as follows:

**§ 1215. Mileage and compensation of jurors**

A juror shall be paid mileage at the rate of 10¢ per mile for his travel expenses from his residence to the place of holding court and return and shall be compensated at the rate of \$20 for each day of required attendance at sessions of the court, **such fees to be paid by the State.**

**Sec. 53. R. S., T. 14, § 1252, amended.** The last paragraph of section 1252 of Title 14 of the Revised Statutes is amended to read as follows:

Said salaries shall be paid by the ~~respective counties~~ **State** in ~~quarterly~~ **monthly** payments on the last day of each ~~quarter month~~, and their expenses shall be paid from time to time by the ~~respective counties~~ **State** on bills approved by ~~a Justice of the Superior Court~~ **the Chief Justice of the Supreme Judicial Court.**

**Sec. 54. R. S., T. 14, § 1255, amended.** The last paragraph of section 1255 of Title 14 of the Revised Statutes, as enacted by section 2 of chapter 510 of the public laws of 1967, is amended to read as follows:

~~The~~ **With the approval of the Chief Justice of the Supreme Judicial Court,** the jury commissioners may employ or engage an executive secretary such as the clerk of courts or other qualified person to assist the commissioners in carrying out ~~its~~ **their** functions. Any such person shall receive such compensation as may be established ~~and paid for~~ by the ~~county commissioners~~ **Chief Justice from county funds** and actual and necessary expenses incurred in the performance of his duties, **to be paid by the State, on bills approved by the Chief Justice of the Supreme Judicial Court.**

**Sec. 55. R. S., T. 15, § 104, amended.** Section 104 of Title 15 of the Revised Statutes, as last repealed and replaced by chapter 555 of the public laws of 1969, is amended by adding at the end a new paragraph to read as follows:

**All the costs and reasonable expenses incident to any hearing held under this section, including, but not limited to the compensation of any court-appointed attorney and licensed physician and transcript, shall be paid, on approval by the court, by the Treasurer of State.**

**Sec. 56. R. S., T. 15, § 810, amended.** The last sentence of section 810 of Title 15 of the Revised Statutes is amended to read as follows:

~~Th~~ **Superior Court shall order reasonable compensation to be paid to counsel out of the county treasury by the State** for such services in the Superior Court **and may also order payment by the State for costs of necessary transcripts.**

**Sec. 57. R. S., T. 15, § 1314, amended.** The last sentence of section 1314 of Title 15 of the Revised Statutes is amended to read as follows:

In all criminal cases, previous to the determination thereof, the court may allow such **bills or costs** for justices, officers, aids, **bailiffs, messengers,** jurors and witnesses, as are provided by law, ~~to be paid from the county treasury~~ **to be paid by the State**; but no court or judge shall allow any charge for aid or other expenses of the officer in serving a warrant, except his stated



fees for service and travel unless, on his examination upon oath or on other evidence, they find such additional charges reasonable.

**Sec. 58. R. S., T. 15, § 1941, amended.** Section 1941 of Title 15 of the Revised Statutes is amended to read as follows:

**§ 1941. Duties of clerks as to bills of costs and certificates of fines**

Clerks of court shall attest duplicate copies of all bills of costs allowed therein and certificates of all fines and forfeitures imposed and accruing to the county, before the rising of the court or immediately after, and deliver one of said copies to the **Chief Justice** and one of said certificates to the county treasurer and retain one of said certificates for the use of the county ~~commissioners council~~. **After approval by the Chief Justice, one of said copies shall be forwarded to the State Treasurer and the treasurer shall pay the witness fees and other proper expenses noted thereon.**

**Sec. 59. R. S., T. 15, § 2033, amended.** The first paragraph of section 2033 of Title 15 of the Revised Statutes is amended to read as follows:

The county treasurer shall, on or before the 20th day of November, annually, make a report to the Attorney General showing the amount paid out of his office during the year ending on the first day of said November for costs of prosecutions in the Superior Court; upon bills of costs allowed by county ~~commissioners councils~~ for support of prisoners in jail; ~~and to grand jurors and to traverse jurors at terms of court held for criminal business;~~ and the amount received from fines, costs and forfeitures in said courts from judges, jailers and other officers. **The Treasurer of State shall, on or before the 20th day of November, annually, make a report to the Attorney General showing the amount paid out of his office during the year ending on the first day of said November for costs of prosecution in the Superior Court and to grand jurors and traverse jurors at terms of court held for criminal business.**

**Sec. 60. R. S., T. 15, § 2211-A, amended.** The 7th paragraph of section 2211-A of Title 15 of the Revised Statutes, as repealed and replaced by section 1 of chapter 403 of the public laws of 1969, is repealed and the following enacted in place thereof:

**All the costs and reasonable expenses incident to any such matter including costs of a hearing and court-appointed counsel, if any, shall be paid by the Treasurer of State.**

**Sec. 61. R. S., T. 16, § 252, amended.** The 2nd sentence of section 252 of Title 16 of the Revised Statutes is amended to read as follows:

Whenever any fines or penalties are imposed by any court in any proceeding in which such a police officer or constable is a complainant or witness, said court may tax costs for such complainant or witness in the usual manner to be paid by the ~~county treasurer~~ **Treasurer of State** upon approval of the county ~~commissioners council~~ to the municipality employing such police officer or constable; **such costs shall not exceed his actual expenses, paid by the municipality for his travel to and attendance at the court.**

**Sec. 62. Transitional provisions.** The present terms of all clerks of the judicial court shall continue and shall not expire until their successors have been appointed, at which time all records of the courts shall be transferred to said successor.

**Sec. 63. Effective date.** Except as stated in section 61, the effective date of this Act shall be July 1, 1974.

**Sec. 64. Appropriation.** Such funds as are presently allocated to the Attorney General for county attorneys' salaries shall be applied to carry out the purposes of sections 31 to 40 of this Act. There is also appropriated from the General Fund to the Department of the Attorney General the sum of \$570,000 to carry out the purposes of sections 31 to 40 of this Act. The breakdown shall be as follows:

	1973-74	1974-75
ATTORNEY GENERAL, DEPARTMENT OF		
Personal Services	(43) \$150,000	(43) \$300,000
All Other	50,000	50,000
Capital Expenditures	10,000	10,000
	<hr/>	<hr/>
	\$210,000	\$360,000

There is also appropriated from the General Fund to the Superior Court the sum of \$3,250,000 to carry out the purposes of sections 47 to 60 of this Act. The breakdown shall be as follows:

	1974-75
SUPERIOR COURT	
All Other	\$3,250,000

STATEMENT OF FACT

The purpose of this bill is to reform and restructure county government by eliminating most elective offices and by establishing a modern organization under the control of an elected council assisted by a professional administrator. The bill abolishes county commissions and establishes an elected 5-man council with clearly delineated legislative and budgetary authority and with control of all parts of county government.

A county administrator is to be appointed by the council to manage the business of the county and to assume the duties of the county treasurer and the clerk of the county commissioners, which positions are abolished.

A director of vital records is to be appointed, to assume the duties of the register of deeds and the register of probate. The county attorney is to be replaced by full-time district attorneys appointed by the Attorney General. The deputy sheriffs are placed under the Personnel Law. Clerks of the judicial courts are to be appointed by the Governor and the funding of the Superior Court is to be taken over by the State.