

MAINE STATE LEGISLATURE

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(EMERGENCY)
FIRST SPECIAL SESSION

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 2341

H. P. 1848

House of Representatives, January 11, 1974

Referred to Committee on Appropriations and Financial Affairs. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Ross of Bath.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FOUR

AN ACT to Increase Salaries of County Attorneys and Assistant County Attorneys

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

Whereas, the volume of criminal cases, traffic misdemeanors and felonies has increased greatly; and

Whereas, the State of Maine has an obligation to provide a speedy trial to those accused of crime; and

Whereas, the State of Maine employs attorneys-at-law to prosecute crime on behalf of the State; and

Whereas, the prosecution of crime takes an increasing amount of time on the part of county attorneys and assistant county attorneys; and

Whereas, county attorneys are being called upon more often to provide assistance and advice to law enforcement officials; and

Whereas, the responsibilities of county attorneys cannot be delegated to any other agency; 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. 30, § 2, amended. That part of the 2nd paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorneys of Androscoggin County, is further amended to read as follows:

county attorneys, ~~\$8,500~~ \$11,750; first assistant county attorney, ~~\$6,000~~ \$8,500; second assistant county attorney, ~~\$6,000~~ \$8,500;

Sec. 2. R. S., T. 30, § 2, amended. That part of the 3rd paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorneys of Aroostook County, is further amended to read as follows:
county attorney, ~~\$8,500~~ \$11,750; assistant county attorney, ~~\$5,500~~ \$8,500;

Sec. 3. R. S., T. 30, § 2, amended. That part of the 4th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorneys of Cumberland County, is further amended to read as follows:

county attorney, ~~\$10,000~~ \$15,000; first assistant county attorney, ~~\$7,000~~ \$8,500; second assistant county attorney, ~~\$7,000~~ \$8,500; third assistant county attorney, ~~\$7,000~~ \$8,500;

Sec. 4. R. S., T. 30, § 2, amended. That part of the 5th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorney of Franklin County, is further amended to read as follows:
county attorney, ~~\$7,000~~ \$9,500;

Sec. 5. R. S., T. 30, § 2, amended. That part of the 6th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorneys of Hancock County, is further amended to read as follows:
county attorney, ~~\$8,500~~ \$11,750; assistant county attorney, ~~\$4,500~~ \$6,500;

Sec. 6. R. S., T. 30, § 2, amended. That part of the 7th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorneys of Kennebec County, is further amended to read as follows:
county attorney, ~~\$9,000~~ \$11,750; first assistant county attorney, ~~\$6,000~~ \$8,500; second assistant county attorney, ~~\$6,000~~ \$8,500;

Sec. 7. R. S., T. 30, § 2, amended. That part of the 8th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorney of Knox County, is further amended to read as follows:
county attorney, ~~\$7,500~~ \$11,750;

Sec. 8. R. S., T. 30, § 2, amended. That part of the 9th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorney of Lincoln County, is further amended to read as follows:
county attorney, ~~\$7,500~~ \$9,500;

Sec. 9. R. S., T. 30, § 2, amended. That part of the 10th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorneys of Oxford County, is further amended to read as follows:

county attorney, ~~\$8,000~~ \$11,750; assistant county attorney, ~~\$5,000~~ \$6,500;

Sec. 10. R. S., T. 30, § 2, amended. That part of the 11th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorneys of Penobscot County, is further amended to read as follows:

county attorney, ~~\$8,000~~ \$11,750; first assistant county attorney, ~~\$6,000~~ \$8,500; second assistant county attorney, ~~\$6,000~~ \$8,500;

Sec. 11. R. S., T. 30, § 2, amended. That part of the 12th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorney of Piscataquis County, is further amended to read as follows:

county attorney, ~~\$7,000~~ \$9,500;

Sec. 12. R. S., T. 30, § 2, amended. That part of the 13th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorney of Sagadahoc County, is further amended to read as follows:

county attorney, ~~\$7,500~~ \$11,750;

Sec. 13. R. S., T. 30, § 2, amended. That part of the 14th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorneys of Somerset County, is further amended to read as follows:

county attorney, ~~\$8,000~~ \$11,750; assistant county attorney, ~~\$5,000~~ \$6,500;

Sec. 14. R. S., T. 30, § 2, amended. That part of the 15th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorney of Waldo County, is further amended to read as follows:

county attorney, ~~\$8,000~~ \$9,500;

Sec. 15. R. S., T. 30, § 2, amended. That part of the 16th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorneys of Washington County, is further amended to read as follows:

county attorney, ~~\$8,500~~ \$11,750; assistant county attorney, ~~\$4,500~~ \$6,500;

Sec. 16. R. S., T. 30, § 2, amended. That part of the 17th paragraph of section 2 of Title 30 of the Revised Statutes, as amended, which relates to the county attorneys of York County, is further amended to read as follows:

county attorney, ~~\$8,000~~ \$11,750; first assistant county attorney, ~~\$5,500~~ \$8,500; second assistant county attorney, ~~\$5,500~~ \$8,500;

Sec. 17. Appropriation. There is appropriated from the General Fund to the Department of Attorney General the sum of \$88,250 to carry out the purposes of this Act. The breakdown shall be as follows:

	1973-74	1974-75
ATTORNEY GENERAL, DEPARTMENT OF		
County Attorneys' Salaries		
Personal Services	\$44,125	\$44,125

Emergency clause. In view of the emergency cited in the preamble, notwithstanding Title 30, section 3, this Act shall take effect when approved and be retroactive to January 1, 1974.

STATEMENT OF FACT

An increased criminal caseload within the State of Maine has substantially increased the amount of time that a county attorney and his assistants must spend in the performance of their duties. An increase in salaries must be had to more adequately compensate prosecutors for their efforts on behalf of the State of Maine.