

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

(EMERGENCY)

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 1838

H. P. 1507

House of Representatives, April 18, 1975

Approved for introduction by a Majority of the Committee on Reference of Bills pursuant to Joint Rule 10. Referred to Committee on Local and County Government. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mrs. Martin of Brunswick.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

AN ACT to Validate Certain Acts of the Town Clerk of
the Town of Brunswick.

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

Whereas, under the provisions of the Brunswick Town Charter, the office of Town Clerk of the Town of Brunswick became vacant on December 31, 1974; and

Whereas, the Brunswick Town Council was under the assumption that the office carried over until a replacement was appointed and qualified; and

Whereas, the previous town clerk, Sylvia B. Ouellette, continued to act in that capacity also assuming her term carried over; and

Whereas, she was legally neither a town clerk de jure or de facto; and

Whereas, from January 1, 1975 to January 13, 1975, she continued to perform all her former duties, including but not limited to, the issuance of marriage licenses, dog licenses, certified copies of documents and the retention of all records of the Town Council; and

Whereas, as a result of the issuance of marriage licenses without authority, the legal status of various persons is in question; and

Whereas, it is deemed necessary and desirable to validate all such acts as Town Clerk; 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:

Acts of a certain town clerk of Brunswick validated. Notwithstanding any other provisions of law, all the acts of Sylvia B. Ouellette, acting as Clerk of the Town of Brunswick from January 1, 1975 to and including January 13, 1975, are hereby validated; and upon passage of this Act, the Town Clerk of Brunswick shall incorporate this validation into the official records of the Town of Brunswick.

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 validate certain acts of the Town Clerk of the Town of Brunswick.