

MAINE STATE LEGISLATURE

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(New Title)
New Draft of: S. P. 228, L. D. 760

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 1844

S. P. 497

In Senate, April 23, 1975

Reported by Senator Jackson of Cumberland from the Committee on Local and County Government and printed under Joint Rules No. 18.

HARRY N. STARBRANCH, Secretary

STATE OF MAINE

**IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE**

**AN ACT Prohibiting County Commissioners, Municipal Officers and School
Directors from Appointing Themselves to Certain Offices.**

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

Sec. 1. 20 MRSA § 309-D is enacted to read:

§ 309-D. Prohibited appointments

No school director shall, during the term for which he shall have been elected and for one year thereafter, be appointed to any civil office of profit or employment position, which shall have been created or the compensation of which shall have been increased by the action of the school directors during such term.

Sec. 2. 30 MRSA § 51 is amended by adding at the end a new sentence to read:

No county commissioner shall, during the term for which he shall have been elected and for one year thereafter, be appointed to any civil office of profit or employment position of the county, which shall have been created or the compensation of which shall have been increased by the action of the county commissioners during such term.

Sec. 3. 30 MRSA § 1906 is enacted to read:

§ 1906. Prohibited appointments

No municipal officer shall, during the term for which he shall have been elected and for one year thereafter, be appointed to any civil office of profit or

employment position of the municipality, which shall have been created or the compensation of which shall have been increased by the action of the municipal officers during such term. Nothing in this section shall prohibit actions allowed or required under state or federal law, municipal ordinance, or municipal charter.

STATEMENT OF FACT

It is the purpose of this new draft to prohibit county commissioners, school directors and municipal officers from either creating a new appointive office or increasing the compensation of an existing office, and then filling it from their own ranks. However, municipalities may remove this prohibition as to their municipality by ordinance or charter, or as required by state or federal law.