

# MAINE STATE LEGISLATURE

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(EMERGENCY)  
After Deadline  
SECOND REGULAR SESSION

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ONE HUNDRED AND EIGHTH LEGISLATURE

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**Legislative Document**

**No. 2143**

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H. P. 2110

House of Representatives, February 14, 1978

The Committee on Judiciary suggested by Committee on Reference of Bills.  
Approved for introduction by a Majority of the Legislative Council pursuant to  
Joint Rule 25.

EDWIN H. PERT, Clerk

Presented by Mr. Burns of Anson

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-EIGHT

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**AN ACT to Require the Judicial Department to Reimburse Counties Quarterly for  
the Expenses of Bailiffs and Other Court and Jury Officers.**

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

Whereas, it was the intent of the First Regular Session of the 108th Legislature to provide that salaries and expenses of bailiffs and other court and jury officers should be reimbursed by the Judicial Department; and

Whereas, through oversight, this intent was not embodied in legislation; and

Whereas, counties are now being required to bear the unexpected burden of payment of salaries and expenses of bailiffs and other court and jury officers, even though they did not expect nor plan for this payment; and

Whereas, it is the intent of this bill to ensure that, commencing July 1, 1978, the salaries and expenses of these bailiffs and officers shall be reimbursed by the Judicial Department; and

Whereas, July 1st may not fall after the 90-day waiting period required for nonemergency legislation to take effect; and

Whereas, in the judgement 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. 4 MRSA § 25, is enacted to read:

**§ 25. Reimbursement of counties for salaries and expenses of court and jury officers**

The Judicial Department shall, each quarter, reimburse each county for the salaries and expenses of bailiffs and other court and jury officers paid by that county during the previous quarter.

The Judicial Department shall include sufficient funds for this reimbursement within its operating budget.

Sec. 2. 30 MRSA §2, sub-§ 5, is enacted to read:

5. Salaries and expenses of bailiffs and other court and jury officers. Each county shall pay the salaries and expenses of bailiffs and other court and jury officers who work for courts located in that county. The Judicial Department shall reimburse each county quarterly for these salaries and expenses as provided in Title 4, section 25.

Sec. 3. **Appropriation.** The following funds shall be appropriated from the General Fund to carry out the purposes of this Act:

1978-79

JUDICIAL DEPARTMENT

All Other	\$102,000
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**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 set forth in the emergency preamble.