

MAINE STATE LEGISLATURE

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1 PL 1979, c. 680, §8, is further amended to read:

2 1. Authority. There is hereby created a body
3 ~~politic and corporate to be known as the~~ The "Maine
4 Health and Higher Educational Facilities Authority."
5 The authority, established by Title 5, section
6 12004, subsection 7, is constituted a public body
7 corporate and politic and an instrumentality of the
8 State, and the exercise by the authority of the pow-
9 ers conferred by this chapter shall be deemed and
10 held to be the performance of an essential public
11 function. The authority shall consist of 12 members,
12 one of whom shall be the Bank Superintendent, ex of-
13 ficio, one of whom shall be the Commissioner of Human
14 Services, ex officio, one of whom shall be the Com-
15 missioner of Educational and Cultural Services, ex
16 officio, one of whom shall be the Treasurer of State
17 or his designee, ex officio, as a nonvoting member;
18 and 8 of whom shall be residents of the State ap-
19 pointed by the Governor, not more than 4 of such ap-
20 pointed members to be members of the same political
21 party. The designee of the Treasurer of State shall
22 be the Deputy Treasurer of State. Three of the ap-
23 pointed members shall be trustees, directors, offi-
24 cers or employees of hospitals and one of such ap-
25 pointed members shall be a person having a favorable
26 reputation for skill, knowledge and experience in
27 state and municipal finance, either as a partner, of-
28 ficer or employee of an investment banking firm which
29 originates and purchases state and municipal securi-
30 ties, or as an officer or employee of an insurance
31 company or bank whose duties relate to the purchase
32 of state and municipal securities as an investment
33 and to the management and control of a state and mu-
34 nicipal securities portfolio. Of the 3 members first
35 appointed who are trustees, directors, officers or
36 employees of hospitals, one shall serve for 2 years,
37 one for 3 years and one for 4 years. Of the 5 remain-
38 ing members initially appointed, one shall serve for
39 one year, one for 2 years, one for 3 years, one for 4
40 years and one for 5 years. For the 2 members whose
41 terms expire in 1980 and 1981, the Governor shall ap-
42 point as successors, for terms of 5 years each, per-
43 sons who are trustees, members of a corporation or
44 board of governors, officers or employees of institu-
45 tions for higher education. Annually, the Governor
46 shall appoint, for a term of 5 years, a successor to

1 the member whose term expires. Members shall continue
2 in office until their successors have been appointed
3 and qualified. The Governor shall fill any vacancy
4 for the unexpired terms. A member of the authority
5 shall be eligible for reappointment. Any non-ex of-
6 ficio member of the authority may be removed by the
7 Governor, after hearing, for misfeasance, malfeasance
8 or willful neglect of duty. Each member of the au-
9 thority before entering upon his duties shall take
10 and subscribe the oath or affirmation required by the
11 State Constitution of Maine, Article IX. A record of
12 each such oath shall be filed in the office of the
13 Secretary of State. The Bank Superintendent, the
14 Treasurer of State, the Commissioner of Human Ser-
15 vices and the Commissioner of Educational and Cultur-
16 al Services may designate their deputies or, in the
17 case of the Bank Superintendent, the Commissioner of
18 Human Services and the Commissioner of Educational
19 and Cultural Services, any member of their staffs to
20 represent them as members at meetings of the authori-
21 ty with full power to act and, in the case of the
22 Bank Superintendent, the Commissioner of Human Ser-
23 vices and the Commissioner of Educational and Cultur-
24 al Services, to vote in their behalf.

25 Sec. 125. 22 MRSA §2054, sub-§6, as enacted by
26 PL 1971, c. 303, §1, is repealed and the following
27 enacted in its place:

28 6. Expenses. The members of the authority shall
29 be compensated according to the provisions of Title
30 5, chapter 379.

31 Sec. 126. 22 MRSA §2096, as amended by PL 1975,
32 c. 293, §4, is repealed and the following enacted in
33 its place:

34 §2096. Council

35 The Maine Dental Health Council, established by
36 Title 5, section 12004, subsection 10, is created
37 within the Department of Human Services.

38 Sec. 127. 22 MRSA §2098, 3rd ¶, as enacted by
39 P&SL 1975, c. 90, §A, is amended to read:

40 Any reasonable and proper expenses of the council

1 shall be borne by the office out of currently availa-
2 ble state or federal funds. Each member of the coun-
3 cil shall ~~serve without compensation, but may be re-~~
4 ~~imbursed on the same basis as employees of the state~~
5 ~~departments for the actual travel and other necessary~~
6 ~~expenses incurred in the performance of his duties be~~
7 ~~compensated according to the provisions of Title 5,~~
8 ~~chapter 379.~~ The council is authorized to appoint
9 subcommittees.

10 Sec. 128. 22 MRSA §3773, sub-§1, as enacted by
11 PL 1981, c. 512, §16, is amended to read:

12 1. Committee established. There is established
13 ~~the~~ The Maine Aid to Families with Dependent Children
14 Coordinating Committee consisting established by Ti-
15 tle 5, section 12004, subsection 10, shall consist of
16 the Commissioners of Human Services, Labor and Educa-
17 tional and Cultural Services or their designees.
18 ~~Nothing in this chapter shall be construed to sup-~~
19 ~~plant the roles of the Department of Labor and the~~
20 ~~Department of Human Services in administering the~~
21 ~~federally mandated Work Incentive Program in Maine.~~

22 Sec. 129. 22 MRSA §3773, sub-§3, ¶G, as enacted
23 by PL 1981, c. 512, §16, is amended to read:

24 G. Establishment of an advisory council pursuant
25 to section 3774, authorized by Title 5, section
26 12004, subsection 10;

27 Sec. 130. 22 MRSA §3774, sub-§1, as enacted by
28 PL 1981, c. 512, §16, is amended to read:

29 1. Members. The advisory council established
30 pursuant to referred to in section 3773, subsection
31 3, paragraph G shall include at least the following
32 members:

33 A. Two recipients of benefits under the Aid to
34 Families with Dependent Children Program;

35 B. One representative of employers within the
36 State;

37 C. One representative of organized labor;

1 D. One member of the Maine Commission for Women;
2 and

3 E. One or more representatives of organizations
4 or agencies which have experience in addressing
5 the training, education and job needs of low-
6 income women.

7 Sec. 131. 22 MRSA §4733, as amended by PL 1983,
8 c. 421, is further amended to read:

9 §4733. Create respective tribal housing authorities

10 The Passamaquoddy Tribe, the Penobscot Nation and
11 the Houlton Band of Maliseet Indians are authorized
12 by Title 5, section 12004, subsection 10, to create
13 respective tribal housing authorities. The respective
14 tribe, nation or band shall prescribe the manner of
15 selection of the members, their terms and grounds for
16 removal. Except as otherwise provided in this chapter
17 or clearly indicated otherwise, the Maine Housing Au-
18 thorities Act shall apply to the tribal housing au-
19 thorities which hereinafter may be referred to as
20 "authority" or "authorities." The power of such trib-
21 al housing authorities may be exercised only within
22 the Indian territory of the respective tribe or nation,
23 or the trust land of the Houlton Band of
24 Maliseet Indians. Such tribal housing authorities
25 shall be in substitution for any tribal housing au-
26 thority heretofore existing under the laws of the
27 State and shall assume all the rights and obligations
28 of such predecessor housing authorities. The present-
29 ly constituted tribal housing authority of the re-
30 spective tribe or nation shall continue in existence
31 and shall exercise all the authority heretofore
32 vested by law in it until such time as the respective
33 tribe or nation creates the tribal housing authority
34 authorized by this section.

35 Sec. 132. 22 MRSA §5108, as repealed and re-
36 placed by PL 1981, c. 703, Pt.A, §30, is amended to
37 read:

38 §5108. Committee

39 The Maine Committee on Aging ~~is created and es-~~
40 tablished by Title 5, section 12004, subsection 11,

1 shall consist of 15 members, who shall be appointed
2 by the Governor.

3 Sec. 133. 22 MRSA §5111, 3rd ¶, as repealed and
4 replaced by PL 1973, c. 793, §11, is amended to read:

5 Each member of the committee shall be entitled to
6 receive \$25 per day for compensation of the time ac-
7 tually spent in the performance of his duties and may
8 be reimbursed on the same basis as employees of state
9 departments for the actual travel and other necessary
10 expenses incurred in the performance of his duties
11 compensated according to the provisions of Title 5,
12 chapter 379. The committee is authorized to appoint
13 subcommittees consisting of its own members and to
14 allow guests of the committee to attend any and all
15 meetings.

16 Sec. 134. 22 MRSA §5313, sub-§1, as repealed and
17 replaced by PL 1983, c. 409, §3, is amended to read:

18 1. Council established. There shall be within
19 State Government, the Maine Human Services Council,
20 as established by Title 5, section 12004, subsection
21 11. The council shall be an independent board, sepa-
22 rate and distinct from any other organizational unit
23 of State Government.

24 Sec. 135. 22 MRSA §5315, 3rd ¶, as amended by PL
25 1983, c. 409, §6, is further amended to read:

26 Any reasonable and proper expenses of the council
27 shall be borne out of currently available state or
28 federal funds. Each member of the council shall be
29 entitled to receive \$25 per day for compensation of
30 the time actually spent in the performance of his du-
31 ties and may be reimbursed on the same basis as em-
32 ployees of state departments for the actual travel
33 and other necessary expenses incurred in the perform-
34 ance of his duties be compensated according to the
35 provisions of Title 5, chapter 379. The council may
36 appoint subcommittees consisting of its own members
37 and allow guests of the council to attend any and all
38 meetings.

39 Sec. 136. 22 MRSA §7107, as amended by PL 1983,
40 c. 464, §12, is further amended to read:

1 §7107. Maine Council on Alcohol and Drug Abuse Pre-
2 vention and Treatment

3 The Maine Council on Alcohol and Drug Abuse Pre-
4 vention and Treatment, ~~hereinafter in this chapter~~
5 ~~referred to as the "council," is created established~~
6 by Title 5, section 12004, subsection 10, in this
7 chapter shall be referred to as the "council." The
8 council may appoint from its membership subcommittees
9 relating to particular problem areas or to other mat-
10 ters, provided that by January 1, 1975, the council
11 shall function as an integrated committee. The plan-
12 ning committee shall provide the council any adminis-
13 trative or financial assistance that from time to
14 time may be reasonably required to carry out its ac-
15 tivities. Any reasonable and proper expenses of the
16 council shall be borne by the planning committee out
17 of currently available state or federal funds. The
18 Maine Commission on Drug Abuse, as heretofore estab-
19 lished by Title 5, chapter 317, as amended, and the
20 advisory councils on alcoholism as heretofore estab-
21 lished in the department and by section 1367, shall,
22 by this chapter and implementation of it, be recon-
23 stituted and unified into a single unit.

24 Sec. 137. 22 MRSA §7109, 2nd ¶, as enacted by PL
25 1973, c. 566, §1, is repealed and the following en-
26 acted in its place:

27 Members of the council shall be compensated ac-
28 ording to the provisions of Title 5, chapter 379.

29 Sec. 138. 23 MRSA §152, first ¶, as amended by
30 PL 1975, c. 771, §236, is further amended to read:

31 The State Claims Board, ~~as heretofore~~ established
32 and formerly known as the Land Damage Board by Title
33 5, section 12004, subsection 2, shall consist of 5
34 members. Four of ~~said~~ the members shall be appointed
35 by the Governor, 2 of whom shall be qualified ap-
36 praisers and 2 of whom shall be attorneys-at-law. The
37 Governor shall designate one of the attorneys-at-law
38 to be chairman. The members of the board appointed by
39 the Governor shall serve for terms of 4 years. They
40 shall be sworn, and for inefficiency, willful neglect
41 of duty or for malfeasance in office may, after no-
42 tice and hearing, be removed by the Governor on the

1 address of both branches of the Legislature or by im-
2 peachment. In case of a vacancy occurring through
3 death, resignation or removal, the Governor shall ap-
4 point a successor for the whole term of the member
5 whose place he takes, subject to removal as afore-
6 said.

7 Sec. 139. 23 MRSA §152, 2nd ¶, as amended by PL
8 1983, c. 94, Pt. A, §24, is repealed and the follow-
9 ing enacted in its place:

10 Members of the State Claims Board shall be com-
11 pensated according to the provisions of Title 5,
12 chapter 379.

13 Sec. 140. 23 MRSA §1904, sub-§1, as repealed and
14 replaced by PL 1981, c. 318, §1, is amended to read:

15 1. Creation. The Travel Information Advisory
16 Council ~~is created~~, established by Title 5, section
17 12004, subsection 10, shall advise the commissioner
18 with respect to the administration of this chapter.
19 The commissioner shall cooperate with the council by
20 providing necessary assistance.

21 Sec. 141. 23 MRSA §1904, sub-§3, as amended by
22 PL 1981, c. 576, §2, is further amended to read:

23 3. Membership. The Travel Information Advisory
24 Council shall have 9 members as follows: One repre-
25 senting the lodging industry, one representing the
26 restaurant industry, one representing the recreation-
27 al industry, one representing the Keep Maine Scenic
28 Committee, one representing agriculture, one repre-
29 senting environmental organizations, one representing
30 nonprofit historical and cultural institutions, one
31 representing sign design and fabrication artisans and
32 one representing the general public. The members
33 shall be appointed by the Governor, one of whom he
34 shall designate as chairman. The 8 initially ap-
35 pointed members shall be appointed as of ~~the effec-~~
36 tive date of this chapter May 26, 1981, with 4 ap-
37 pointed for one-year terms, and 4 appointed for
38 2-year terms. New members shall be appointed annually
39 thereafter to 2-year terms. If a vacancy occurs prior
40 to the expiration of a term, that vacancy shall be
41 filled for the remainder of that term. Meetings shall

1 be held at the call of the chairman or at the call of
2 more than 1/2 of the membership. Members of the coun-
3 cil, except state employees, shall receive \$25 per
4 day for their services at meetings and all members
5 shall receive necessary traveling expenses for at-
6 tending all meetings of the council be compensated
7 according to the provisions of Title 5, chapter 379.
8 All council expenses shall be paid from the fund es-
9 tablished by section 1919.

10 Sec. 142. 23 MRSA §1965, sub-§1, as amended by
11 PL 1983, c. 337, §1, is further amended to read:

12 1. Powers. The Maine Turnpike Authority, as
13 created by Private and Special Law 1941, chapter 69
14 and as ~~continued in existence by this chapter~~ autho-
15 rized by Title 5, section 12004, subsection 7, is and
16 shall continue to be a body both corporate and politic
17 tic in the State and may:

18 A. Sue and be sued;

19 B. Have a seal and alter the seal at pleasure;

20 C. Adopt from time to time and amend bylaws cov-
21 ering its procedure and rules governing use of
22 the turnpike and any of the other services made
23 available in connection with the turnpike; devel-
24 op and adopt, in accordance with the Maine Admin-
25 istrative Procedure Act, Title 5, chapter 375,
26 rules governing the use of the turnpike and other
27 services; publish those bylaws, rules as publica-
28 tion is necessary or advisable and cause records
29 of its proceedings to be kept;

30 D. Construct, maintain, reconstruct and operate
31 a toll turnpike from a point at or near York in
32 York County to a point at or near Augusta in Ken-
33 nebec County, except that the traveled way shall
34 not be widened or expanded without the express
35 approval of the Legislature;

36 E. Acquire, hold and dispose of personal proper-
37 ty for its purposes;

38 F. Acquire in the name of the authority by pur-
39 chase, eminent domain, lease or otherwise, real

1 property and rights or easements therein deemed
2 by it necessary or desirable for its purposes,
3 and use that property;

4 G. Acquire any such real property by the exer-
5 cise of the power of eminent domain in the manner
6 provided by section 1967;

7 H. Charge and collect fees, fares and tolls for
8 the use of the turnpike and other services made
9 available in connection with the turnpike and use
10 the proceeds of such fees, fares and tolls for
11 the purposes provided in this chapter, both as
12 subject to and in accordance with such agreement
13 with bondholders as may be made as provided in
14 this chapter;

15 I. Make contracts with the United States or any
16 instrumentality or agency of the United States,
17 this State or any of its agencies or instrumen-
18 talities, municipalities, public corporations, or
19 bodies existing therein, private corporations,
20 partnerships, associations and individuals;

21 J. Accept grants and the cooperation of the
22 United States or any agency thereof in the con-
23 struction, maintenance, reconstruction, operation
24 and financing of the turnpike and do any and all
25 things necessary in order to avail itself of that
26 aid and cooperation and repay any such grant or
27 portion thereof;

28 K. Employ such assistants, agents and servants,
29 engineering, traffic, architectural and construc-
30 tion experts and inspectors and attorneys and
31 such other employees as it deems necessary or de-
32 sirable for its purposes;

33 L. Exercise any of its powers in the public do-
34 main of the United States, unless the exercise of
35 those powers is not permitted by the laws of the
36 United States;

37 M. Borrow money, make, issue and sell at public
38 or private sale negotiable notes, bonds and other
39 evidences of indebtedness or obligations of the
40 authority for the purposes set forth in this

1 chapter and secure the payment of that obligation
2 or any part thereof by pledge of all or any part
3 of the operating revenues of the turnpike;

4 N. Enter into loan or security agreements with
5 one or more lending institutions, including, but
6 not limited to, banks, insurance companies and
7 pension funds, or trustees for those institutions
8 for purposes for which bonds may be issued and
9 to exercise with respect to such loan or security
10 agreements all of the powers delineated in this
11 chapter for the issuances of bonds;

12 O. Provide an annual amount not to exceed a max-
13 imum of \$4,700,000 as the department shall re-
14 quest and the authority shall determine pursuant
15 to section 1974, subsection 4, after moneys have
16 been set aside, or adequate provision has been
17 made, to pay operating expenses and to meet the
18 requirements of any resolution authorizing bonds
19 of the authority, to be necessary for the use of
20 the department each year for the construction,
21 operation and maintenance of access roads and
22 costs related thereto;

23 P. Provide from revenues to or for the use of
24 the department funds for the maintenance, con-
25 struction or reconstruction of interchanges de-
26 termined pursuant to section 1974, subsection 3,
27 for which the authority has not otherwise pro-
28 vided;

29 Q. Use toll revenues to provide payment of obli-
30 gations, if any, as may be due to the United
31 States in order to continue the use of the turn-
32 pike as a toll type facility;

33 R. Issue revenue bonds in accordance with this
34 chapter for the purpose of payment to the Federal
35 Government for any funds owed by the State as the
36 result of maintaining tolls on the turnpike and
37 issue additional revenue bonds for the construc-
38 tion and reconstruction of interchanges and re-
39 lated access roads and the reconstruction of the
40 turnpike. The additional revenue bonds so issued
41 shall not exceed \$20,000,000 in aggregate princi-
42 pal amount outstanding at any one time, excluding

1 bonds issued to refund outstanding bonds;

2 S. Prior to the issuance of any bonds, the au-
3 thority may issue interim certificates in such
4 manner and with such conditions as the authority
5 may determine to be exchanged for those bonds
6 when issued; and

7 T. Take all other lawful action necessary and
8 incidental to these powers.

9 Sec. 143. 23 MRSA §1965, sub-§2, ¶C, as amended
10 by PL 1981, c. 698, §102, is further amended to read:

11 C. Before the issuance of any bonds under this
12 chapter, the secretary and treasurer shall exe-
13 cute a security bond in the penalty of \$100,000.
14 Each security bond must be approved by the Attor-
15 ney General and shall be conditioned upon the
16 faithful performance of the duties of his office,
17 which bond shall be filed in the office of the
18 State Auditor. Each member of the authority
19 shall ~~receive \$50 for each day in attendance at~~
20 ~~an official meeting and be reimbursed for neces-~~
21 ~~sary expenses incurred in the performance of his~~
22 ~~duties be compensated according to the provisions~~
23 ~~of Title 5, chapter 379.~~ The Governor may remove
24 a member from the authority only for gross mis-
25 conduct.

26 Sec. 144. 23 MRSA §4209, sub-§7, as enacted by
27 PL 1979, c. 505, §4, is amended to read:

28 7. Review. The Commissioner of Transportation
29 shall ~~establish~~ appoint a Public Transportation Ad-
30 visory Committee, established by Title 5, section
31 12004, subsection 10, consisting of not more than 17
32 members. The members shall represent individuals, or-
33 ganizations and agencies as described in this sec-
34 tion. The committee shall advise the Commissioner of
35 Transportation regarding the administration of this
36 section.

37 Sec. 145. 23 MRSA §4301, as enacted by PL 1975,
38 c. 580, §4, is amended to read:

39 §4301. Board established

1 There is established the The Maine State Ferry
2 Advisory Board, established by Title 5, section
3 12004, subsection 10, and in this section called "the
4 board," which shall be a board within the Department
5 of Transportation.

6 Sec. 146. 23 MRSA §4420, as enacted by PL 1981,
7 c. 456, Pt. A, §88, is amended to read:

8 §4420. Purpose

9 The Maine Port Authority, as established by Title
10 5, section 12004, subsection 7, is constituted a pub-
11 lic agency of the State for the general purpose of
12 acquiring, constructing and operating any kind of
13 port terminal facility within the State with all the
14 rights, privileges and power necessary. Oil pipelines
15 and other oil off-loading facilities shall be limited
16 to sites in Portland harbor.

17 Sec. 147. 23 MRSA §4421, sub-§1, as enacted by
18 PL 1981, c. 456, Pt. A, §88, is amended to read:

19 1. Meetings of directors; compensation. All the
20 powers of the Maine Port Authority may be exercised
21 by the board of directors in lawful meeting and a ma-
22 jority of the directors are necessary for a quorum.
23 Regular meetings of the board of directors may be es-
24 tablished by bylaw and no notice need be given to the
25 directors of the regular meeting. Each director shall
26 receive from the Maine Port Authority \$25 each for
27 attendance at an official meeting, except the presi-
28 dent of the board shall serve without pay and each
29 director shall be reimbursed for necessary expenses
30 incurred in the discharge of his duties as a director
31 be compensated according to the provisions of Title
32 5, chapter 379.

33 Sec. 148. 24 MRSA §2802, sub-§1, as enacted by
34 PL 1977, c. 492, §3, is amended to read:

35 1. Membership. There is created and established
36 The Professional Malpractice Advisory Panel, as es-
37 tablished by Title 5, section 12004, subsection 10,
38 shall consist of a panel of 18 persons of whom 6
39 shall be attorneys admitted to practice in this
40 State, 6 shall be physicians licensed by the Board of

1 Osteopathic Examination and Registration and 6 shall
2 be physicians licensed by the Board of Registration
3 in Medicine. The panel shall be known as the Profes-
4 sional Malpractice Advisory Panel. The chairman of
5 the panel shall be an attorney-member elected by the
6 vote of a majority of the panel members.

7 Sec. 149. 24-A MRSA §1525, sub-§1, as amended by
8 PL 1973, c. 585, §12, is further amended to read:

9 1. The superintendent shall ~~continue to~~ appoint
10 2 advisory boards, as authorized and established by
11 Title 5, section 12004, subsection 10, to make recom-
12 mendations to him with respect to the scope, type and
13 conduct of written examinations for license, the
14 times and places within the State where examinations
15 shall be held, and with respect to the other matters
16 referred to in this section. He shall appoint one
17 ~~such~~ board with respect to general lines agent li-
18 censing, to be referred to as the "General Lines
19 Agent Examination Advisory Board;" he shall appoint
20 the other such board with respect to life agent li-
21 censing, to be referred to as the "Life Agent Exami-
22 nation Advisory Board."

23 Sec. 150. 24-A MRSA §1526, sub-§6, as amended by
24 PL 1973, c. 585, §12, is repealed and the following
25 enacted in its place:

26 6. The members of the advisory boards, as estab-
27 lished by Title 5, section 12004, subsection 10,
28 shall be compensated according to the provisions of
29 Title 5, chapter 379.

30 Sec. 151. 25 MRSA §2801, first ¶, as amended by
31 PL 1975, c. 579, §5, is further amended to read:

32 There is created within the Department of Public
33 Safety a law enforcement and criminal justice train-
34 ing facility to be known as the "Maine Criminal Jus-
35 tice Academy" Academy," as authorized by Title 5,
36 section 12004, subsection 8, which shall be estab-
37 lished at some convenient and suitable place in the
38 Augusta area.

39 Sec. 152. 25 MRSA §2802, last ¶, as repealed and
40 replaced by PL 1971, c. 592, §11, is amended to

1 read:

2 The Commissioner of Public Safety or his desig-
3 nee, and the Attorney General or his designee, shall
4 be members of the board during their term of office.
5 All of the other members of the board shall serve for
6 a term of 3 years. Members of the board shall ~~serve~~
7 ~~without compensation, except they shall be reimbursed~~
8 ~~for their actual expenses incurred in the performance~~
9 ~~of their duties~~ be compensated in accordance with Ti-
10 tle 5, chapter 379. Any vacancy on the board of
11 trustees shall be filled in the same manner as the
12 original appointment, but for the unexpired term.

13 Sec. 153. 25 MRSA §2902, sub-§4, as enacted by
14 PL 1981, c. 98, §5, is amended to read:

15 4. Maine Highway Safety Committee. The Maine
16 Highway Safety Committee, as authorized by Title 5,
17 section 12004, subsection 10, which shall be under
18 the direction of the Commissioner of Public Safety.
19 The committee shall consist of not more than 25 mem-
20 bers selected by the Governor from state, civic and
21 industrial organizations and individuals with inter-
22 ests relating to highway safety. The committee mem-
23 bers shall serve at the pleasure of the Governor and
24 shall ~~receive no compensation for their services, but~~
25 ~~may be reimbursed for their actual and necessary~~
26 ~~travel expenses~~ be compensated in accordance with Ti-
27 tle 5, chapter 379. The committee shall stimulate ac-
28 tive support for highway safety measures and programs
29 and shall advise the Department of Public Safety re-
30 garding these issues; and

31 Sec. 154. 25 MRSA §2902, sub-§5, as enacted by
32 PL 1983, c. 489, §13, is amended to read:

33 5. Vehicle Equipment Safety Commission. The Ve-
34 hicle Equipment Safety Commission, as authorized by
35 Title 5, section 12004, subsection 12, shall be under
36 the direction of the Commissioner of Public Safety.

37 Sec. 155. 26 MRSA §171, as amended by PL 1983,
38 c. 347, §1, is further amended to read:

39 §171. Board of Boiler Rules

1 The board of appeals, as heretofore established
2 created, shall be known as the "Board of Boiler
3 Rules," as established by Title 5, section 12004,
4 subsection 1, and shall consist of 7 members, 6 of
5 whom shall be appointed by the director, with the ap-
6 proval of the Governor. At the expiration of their
7 respective terms of office their successors shall be
8 appointed for terms of 4 years each. In the event of
9 a vacancy by reason of the death or resignation of
10 any of the appointed members, or otherwise, the di-
11 rector shall fill such vacancy for the remainder of
12 the term with a representative of the same class. Of
13 these 6 appointed members, 2 shall be representatives
14 of labor within this State who are boilermakers or
15 have boiler licenses, one shall be a representative
16 of the owners and users of steam boilers within this
17 State, one a representative of the boiler manufactur-
18 ers within this State, one a representative of the
19 operating steam engineers in this State and one a
20 representative of a boiler inspection and insurance
21 company licensed to do business within the State. The
22 7th member shall be the director, who shall be chair-
23 man of the board. The board shall meet at least twice
24 yearly at the State Capitol or other place designated
25 by the board.

26 Sec. 156. 26 MRSA §172 is repealed and the fol-
27 lowing enacted in its place

28 §172. Expenses of board members

29 The 4 appointed members of the Board of Boiler
30 Rules shall be compensated according to the provi-
31 sions of Title 5, chapter 379, and not to exceed 20
32 meetings per year. The chairman of the board shall
33 countersign all vouchers for expenditures under this
34 section.

35 Sec. 157. 26 MRSA §475, last ¶, as enacted by PL
36 1977, c. 543, §4, is amended to read:

37 The 7 appointed members of the board shall serve
38 without salary and shall receive their actual ex-
39 penses while engaged in the performance of their du-
40 ties as members of the board, such expenses to be
41 paid in the same manner as in the case of other state
42 officers be compensated according to the provisions

1 of Title 5, chapter 379. The chairman of the board
2 shall approve and countersign all vouchers for ex-
3 penditures under this section.

4 Sec. 158. 26 MRSA §564, first ¶, as amended by
5 PL 1981, c. 168, §26, is further amended to read:

6 The Board of Occupational Safety and Health ~~is~~ as
7 established ~~and~~ by Title 5, section 12004, subsection
8 8, shall consist of 10 members of which 9 shall be
9 appointed by the Governor. Of the 9 appointed mem-
10 bers of the board, 3 shall represent employers; 3
11 shall represent employees; one shall represent an in-
12 surance company licensed to insure workmen's compen-
13 sation within the State and 2 shall represent the
14 public. The 10th member of the board shall be the Di-
15 rector of the Bureau of Labor Standards. Of the 3
16 employer members, one shall represent state agencies,
17 one shall represent counties within the State and one
18 shall represent municipalities within the State. Of
19 the 3 employee members, one shall represent state em-
20 ployees, one shall represent county employees and one
21 shall represent municipal employees.

22 Sec. 159. 26 MRSA §564, last ¶, as amended by PL
23 1975, c. 519, §14, is further amended to read:

24 The 9 appointed members of the board shall ~~serve~~
25 ~~without salary and shall receive their actual ex-~~
26 ~~penses while engaged in the performance of their du-~~
27 ~~ties as members of the board be compensated according~~
28 ~~to the provisions of Title 5, chapter 379.~~ The chair-
29 man of the board shall approve and countersign all
30 vouchers for expenditures under this section.

31 Sec. 160. 26 MRSA §892, as enacted by PL 1975,
32 c. 564, §1, is amended to read:

33 §892. Panel

34 A panel of mediators, as established by Title 5,
35 section 12002, subsection 3, to consist of not less
36 than 5 nor more than 10 impartial members, shall be
37 appointed by the Governor, with the advice and con-
38 sent of the Council, from time to time upon the expi-
39 ration of the terms of the several members, for terms
40 of 3 years. They shall be chosen by the Governor from

1 a list, containing at least 5 times as many names as
2 the number of persons to be chosen, supplied at least
3 once a year by the Maine Labor Relations Board. Va-
4 cancies occurring during a term shall be filled for
5 the unexpired term. Members of the panel shall each
6 receive \$75 a day for their services, for the time
7 actually employed in the discharge of their official
8 duties and shall also receive their traveling and all
9 other necessary expenses be compensated according to
10 the provisions of Title 5, chapter 379. The costs for
11 services rendered and expenses incurred by the panel
12 shall be paid by the State from an appropriation for
13 said panel which shall be included in the budget of
14 the Maine Labor Relations Board. Authorization for
15 services rendered and expenditures incurred by mem-
16 bers of the panel shall be the responsibility of the
17 Executive Director of the Maine Labor Relations
18 Board.

19 Sec. 161. 26 MRSA §911, first ¶, as amended by
20 PL 1979, c. 22, §1, is further amended to read:

21 The State Board of Arbitration and Conciliation,
22 as heretefere established by Title 5, section 12004,
23 subsection 3, and hereinafter in this subchapter
24 called the "board", shall consist of 3 members ap-
25 pointed by the Governor, from time to time upon the
26 expiration of the terms of the several members, for
27 terms of 3 years. One member shall be an employer of
28 labor or selected from some association representing
29 employers of labor, and another shall be an employee
30 or an employee selected from some bona fide trade or
31 labor union. The 3rd member shall be chairman of the
32 board and shall represent the public interests of the
33 State. Vacancies occurring during a term shall be
34 filled for the unexpired term. Members of the board
35 shall each receive \$50 a day for their services for
36 the time actually employed in the discharge of their
37 official duties. They shall receive their traveling
38 and all other necessary expenses, and the costs for
39 services rendered and expenses incurred by the be
40 compensated according to the provisions of Title 5,
41 chapter 379. The costs for services rendered and ex-
42 penses incurred by the Board of Arbitration and Con-
43 ciliation shall be paid by the State from an appro-
44 priation for said board which shall be included in
45 the budget of the Maine Labor Relations Board. Au-

1 thORIZATION for services rendered and expenditures
2 incurred by the Board of Arbitration and Conciliation
3 shall be the responsibility of the Executive Director
4 of the Maine Labor Relations Board who shall, annual-
5 ly, on or before the first day of July, make a report
6 of the activities of the Board of Arbitration and
7 Conciliation to the Governor. The board shall from
8 time to time make such rules of procedure as it deems
9 necessary.

10 Sec. 162. 26 MRSA §968, sub-§1, as amended by PL
11 1975, c. 776, §2, is further amended to read:

12 1. Maine Labor Relations Board. The Maine Labor
13 Relations Board established by Title 5, section
14 12004, subsection 4, shall consist of 3 members and 6
15 alternates to be appointed by the Governor, subject
16 to review by the Joint Standing Committee on Labor
17 and to confirmation by the Legislature. The Gover-
18 nor, in making his appointments, shall name one mem-
19 ber and 2 alternates to represent employees, one mem-
20 ber and 2 alternates to represent employers and one
21 member and 2 alternates to represent the public. The
22 member representing the public shall be the board's
23 chairman and the alternate representing the public
24 shall be an alternate chairman. Members of the board
25 shall each receive \$75 a day, except for the chairman
26 who shall receive \$100 per day, for their services
27 for the time actually employed in the discharge of
28 their official duties be compensated according to the
29 provisions of Title 5, chapter 379. The alternates
30 shall be ~~paid~~ compensated at the same per diem rate
31 as the member that the alternate replaces. The term
32 of each member and each alternate shall be for a pe-
33 riod of 4 years; provided that of the members and al-
34 ternates first appointed, one member and 2 alternates
35 shall be appointed for a period of 4 years, one mem-
36 ber and 2 alternates shall be appointed for a period
37 of 3 years and one member and 2 alternates shall be
38 appointed for a period of 2 years. The members of the
39 board, its alternates and its employees shall receive
40 necessary expenses. The executive director and legal
41 or professional personnel employed by the board shall
42 be members of the unclassified service.

43 Sec. 163. 26 MRSA §1002, first ¶, as amended by
44 PL 1981, c. 168, §§9 and 26, is further amended to

1 read:

2 The State Apprenticeship and Training Council, as
3 ~~heretofore~~ established by Title 5, section 12004,
4 subsection 8, shall be composed of 11 members to be
5 appointed by the Governor and made up as follows: 4
6 members shall be representatives of employees and
7 shall be bona fide members of a recognized major la-
8 bor organization; 4 members shall be representatives
9 of employers and shall be bona fide employers or au-
10 thorized representatives of bona fide employers; and
11 3 members shall be representatives of the public and
12 shall be selected from neither industrial employers
13 nor employees, nor shall they be directly concerned
14 with any particular industrial employer or employee.
15 The appointments shall be made so that the term of
16 one member of each group shall expire each year. Each
17 member shall hold office until his successor is ap-
18 pointed and qualified, and any vacancy shall be
19 filled by appointment for the unexpired portion of
20 the term. The chairman and secretary of the council
21 shall be named by the members of the council and the
22 chairman shall be a member of the council. The As-
23 sociate Commissioner of Vocational Education, the Di-
24 rector of the Bureau of Labor Standards and the Com-
25 missioner of Labor shall be ex officio members of the
26 council without vote. The members of the council
27 shall ~~receive no reimbursement for their services,~~
28 ~~but shall be reimbursed for travel at the same mile-~~
29 ~~age rate and on the same basis as regular state em-~~
30 ~~ployees and shall receive reimbursement for subsist-~~
31 ~~ence necessarily incurred in the performance of their~~
32 ~~duties be compensated according to the provisions of~~
33 Title 5, chapter 379.

34 Sec. 164. 26 MRSa §1082, sub-§5, as amended by
35 PL 1981, c. 168, §15, is further amended to read:

36 5. Advisory council. The Commissioner of Labor
37 shall appoint a state advisory council, as estab-
38 lished by Title 5, section 12004, subsection 10, con-
39 sisting of not more than 9 members composed of an
40 equal number of employer representatives and employee
41 representatives who may fairly be regarded as repre-
42 sentative because of their vocation, employment or
43 affiliations and an equal number of members repre-
44 senting the general public. Such council shall meet

1 no less than 4 times a year and shall aid the commis-
2 sioner in formulating policies and discussing prob-
3 lems related to the administration of this chapter
4 and in assuring impartiality and freedom from politi-
5 cal influence in the solution of such problems. The
6 advisory council may also make recommendations to the
7 Legislature for such changes in this chapter as in
8 their opinion will aid in accomplishing the objec-
9 tives of this chapter. Each member of the advisory
10 council shall be compensated in the amount of \$25 for
11 each day in attendance upon a meeting of the council
12 in addition to reimbursement for any necessary
13 expenses according to the provisions of Title 5,
14 chapter 379.

15 Sec. 165. 26 MRS §1307, as amended by PL 1981,
16 c. 168, §26, is further amended to read:

17 §1307. Minimum Wage Rate on Construction Projects
18 Board; appointments; duties

19 A Minimum Wage Rate on Construction Projects
20 Board, as established by Title 5, section 12004, sub-
21 section 8, shall consist of 5 members, 4 of whom
22 shall be appointed by the Governor to serve at the
23 will and pleasure of the Governor. The Governor, in
24 making his appointments, shall name one from labor
25 engaged in the building trades, one from labor en-
26 gaged in the highway and heavy construction trades,
27 one from the highway and heavy contractors, one from
28 the building contractors and the Director of the Bu-
29 reau of Labor Standards who shall serve as a public
30 member. The term of each member shall be for a period
31 of 4 years.

32 The members of the board shall ~~serve without~~
33 ~~compensation~~ be compensated in accordance with Title
34 5, chapter 379.

35 The board shall annually elect a chairman from
36 its membership and shall sit at the call of the
37 chairman to hear and decide appeals arising from de-
38 terminations of the director as to fair minimum
39 wages. The board shall be empowered to establish
40 rules for the conduct of its proceedings.

41 The director shall designate an employee of the

1 Bureau of Labor Standards to be the permanent secre-
2 tary to the Minimum Wage Rate on Construction
3 Projects Board who shall maintain a record of all
4 proceedings of the board.

5 Sec. 166. 26 MRSA §1604, sub-§1, as amended by
6 PL 1981, c. 168, §23, is further amended to read:

7 1. Membership. The Displaced Homemakers Advisory
8 Council, established by Title 5, section 12004, sub-
9 section 10, and hereinafter in this chapter called
10 the "council," shall be composed of the following in-
11 dividuals:

12 A. The Commissioner of Labor or the commission-
13 er's designee; and

14 B. Nine individuals who have experience with the
15 problems of displaced homemakers, career counsel-
16 ing or adult vocational education. The members
17 shall be appointed by the Governor. The council
18 shall elect its own chairman.

19 Sec. 167. 27 MRSA §82, as enacted by PL 1965, c.
20 502, §1, is amended to read:

21 §82. Maine State Museum Commission

22 The Governor shall appoint a Maine State Museum
23 Commission, as established by Title 5, section 12004,
24 subsection 8, consisting of 15 members especially
25 qualified and interested in the several fields of mu-
26 seum activity. Of those members first appointed, 5
27 shall be appointed for terms of 2 years, 5 for 4
28 years and 5 for 6 years. Their successors shall be
29 appointed for 6 years. Each member shall serve for
30 the term of his appointment and thereafter until his
31 successor is appointed and qualified. In case of the
32 termination of a member's service during his term,
33 the Governor shall appoint a successor for the unex-
34 pired term. Members shall serve without compensation
35 but shall receive their necessary expenses be compen-
36 sated according to the provisions of Title 5, chapter
37 379.

38 Sec. 168. 27 MRSA §111, sub-§1, as amended by PL
39 1983, c. 245, is further amended to read:

1 1. Maine Library Commission. There shall be cre-
2 ated within the Department of Educational and Cultural
3 Services a library commission which shall be des-
4 ignated as the Maine Library Commission, as estab-
5 lished by Title 5, section 12004, subsection 10. It
6 shall consist of 15 members appointed by the Gover-
7 nor. The library commission shall be broadly repre-
8 sentative of the state's libraries and shall consist
9 of a representative from public, school, academic,
10 special, institutional and handicapped libraries, a
11 trustee representative, one representative from each
12 of the library districts as they are formed and 3
13 representatives from the State at large of whom one
14 shall be representative of the disadvantaged.

15 The term of each appointed member shall be 5 years or
16 until his successor is appointed and qualified. Of
17 the members first appointed, 3 shall be for one year,
18 3 for 2 years, 3 for 3 years, 3 for 4 years and 3 for
19 5 years. Subsequent appointments shall be for the
20 full term of 5 years. No members shall serve more
21 than 2 successive terms. In the case of a vacancy
22 other than the expiration of a term, the appointment
23 of a successor shall be made in like manner for the
24 balance of the term.

25 In addition to the 15 appointed members, the direc-
26 tors of the area reference and resource centers shall
27 serve as permanent, nonvoting ex officio members of
28 the Maine Library Commission.

29 The commission shall meet at least 4 times a year. It
30 shall elect a chairman for a term of 2 years and
31 frame and modify bylaws for its internal organization
32 and operation. The State Librarian shall serve as
33 secretary to the commission. The members of the com-
34 mission shall ~~serve without compensation, but shall~~
35 ~~be reimbursed for expenses incurred in the perform-~~
36 ~~ance of their duties~~ be compensated according to the
37 provisions of Title 5, chapter 379.

38 Sec. 169. 27 MRSA §401, as enacted by PL 1965,
39 c. 499, §1, is amended to read:

40 §401. Commission

41 There is created and established a A state com-

1 mission, to be known as the "Maine State Commission
2 on the Arts and the Humanities," ~~to~~ as established by
3 Title 5, section 12004, subsection 10, shall consist
4 of not less than 15 nor more than 21 members, broadly
5 representative of all artistic and cultural fields,
6 to be appointed by the Governor from among citizens
7 of Maine who are widely known for their competence
8 and experience in connection with these fields. In
9 making such appointments, due consideration shall be
10 given to the recommendations made by representative
11 civic, educational and professional associations and
12 groups concerned with or engaged in artistic and cul-
13 tural fields generally.

14 Sec. 170. 27 MRSA §402, as enacted by PL 1965,
15 c. 499, §1, is amended to read:

16 §402. Membership

17 The term of office of each member shall be 3
18 years; provided that of the members first appointed,
19 1/3 shall be appointed for terms of one year, 1/3 for
20 terms of 2 years and 1/3 for terms of 3 years. Other
21 than the chairman, no member of the commission who
22 serves 2 full 3-year terms shall be eligible for re-
23 appointment during the one-year period following the
24 expiration of his second such term. The Governor
25 shall designate a chairman and a vice-chairman from
26 the members of the commission, to serve as such at
27 the pleasure of the Governor. The chairman shall be
28 the presiding officer of the commission. All vacan-
29 cies shall be filled for the balance of the unexpired
30 term in the same manner as original appointments. The
31 members of the commission shall ~~not receive any com-~~
32 ~~ensation for their services; but shall be reimbursed~~
33 ~~for their actual and necessary expenses incurred in~~
34 ~~the performance of their duties as members of the~~
35 ~~commission be compensated according to the provisions~~
36 of Title 5, chapter 379.

37 Sec. 171. 27 MRSA §501, as enacted by PL 1971,
38 c. 536, §1, is amended to read:

39 §501. Declaration of policy

40 The Legislature declares it is the policy of the
41 State that in order to preserve the architectural,

1 historic and environmental heritage of the people of
2 the State, and to develop and promote the cultural,
3 educational and economic benefits of these resources,
4 there is established the Maine Historic Preservation
5 Commission, as established by Title 5, section 12004,
6 subsection 10, shall work to implement this policy.

7 Sec. 172. 27 MRSA §503, as repealed and replaced
8 by PL 1979, c. 21, is amended to read:

9 §503. Membership

10 Upon the expiration of the term of existing mem-
11 bers, the term of office of each appointed member
12 shall be 5 years or until his successor is appointed
13 and qualified. No member shall serve more than 2 suc-
14 cessive terms. In the case of a vacancy, other than
15 the expiration of a term, the appointment of a suc-
16 cessor shall be appointed by the Governor for the
17 balance of the term. The commission shall meet at
18 least 4 times a year. It shall adopt and may amend
19 bylaws for its internal organization and operation.
20 The director shall serve as secretary to the commis-
21 sion. The members of the commission shall serve with-
22 out compensation, but shall be reimbursed for ex-
23 penditures incurred in the performance of their duties be
24 compensated according to the provisions of Title 5,
25 chapter 379.

26 Sec. 173. 28 MRSA §51, as amended by PL 1975, c.
27 741, §4, is further amended to read:

28 §51. Administration; enforcement

29 The administration of the state liquor laws shall
30 be vested in the State Liquor Commission, as estab-
31 lished by Title 5, section 12004, subsection 6, and
32 the enforcement of the state liquor laws shall be
33 vested in the Bureau of Liquor Enforcement within the
34 Department of Public Safety.

35 Sec. 174. 28 MRSA §55, as repealed and replaced
36 by PL 1975, c. 741, §4, is repealed and the following
37 enacted in its place:

38 §55. Salaries and expenses

1 Each member of the commission shall be compen-
2 sated according to the provisions of Title 5, chapter
3 379, for 50 meetings per year.

4 Sec. 175. 29 MRSA §547, sub-§1, as repealed and
5 replaced by PL 1983, c. 162, is amended to read:

6 1. Board. There shall be a The Medical Advisory
7 Board, serving without pay, consisting as estab-
8 lished by Title 5, section 12004, subsection 10,
9 shall consist of members appointed by the Secretary
10 of State. The board shall include, but not be lim-
11 ited to, physicians licensed to practice in the State
12 representing the specialties of cardiology, internal
13 medicine, neurology or neurological surgery,
14 ophthalmology, psychiatry, family practice and reha-
15 bitative medicine. The Secretary of State shall
16 designate the chairman of the board. The board shall
17 meet at least annually and may hold as many meetings
18 as it deems necessary to fulfill its responsibili-
19 ties. The board shall be compensated in accordance
20 with Title 5, chapter 379.

21 Sec. 176. 29 MRSA §1513, sub-§1 is amended to
22 read:

23 1. Vehicle Equipment Safety Commission. There is
24 created an agency of the party states to be known as
25 the "Vehicle Equipment Safety Commission," as autho-
26 riized by Title 5, section 12004, subsection 12, and
27 hereinafter in this subchapter called the "commis-
28 sion." The commission shall be composed of one com-
29 missioner from each party state who shall be ap-
30 pointed, serve and be subject to removal in accord-
31 ance with the laws of the state which he represents.
32 If authorized by the laws of his party state, a com-
33 missioner may provide for the discharge of his duties
34 and the performance of his functions on the commis-
35 sion, either for the duration of his membership or
36 for any lesser period of time, by an alternate. No
37 such alternate shall be entitled to serve unless no-
38 tification of his identity and appointment shall have
39 been given to the commission in such form as the com-
40 mission may require. Each commissioner, and each al-
41 ternate, when serving in the place and stead of a
42 commissioner, shall be entitled to be reimbursed by
43 ~~the commission for expenses actually incurred in at-~~

1 tending commission meetings or while engaged in the
2 business of the commission compensated by the commis-
3 sion according to the provisions of Title 5, chapter
4 379.

5 Sec. 177. 29 MRSA §2246, as amended by PL 1973,
6 c. 567, §20, is further amended to read:

7 §2246. Advisory and Review Board

8 The Secretary of State in carrying out his re-
9 sponsibilities in the issuance, suspension and revo-
10 cation of operators' licenses and certificates of
11 registration shall appoint an Advisory and Review
12 Board, as established by Title 5, section 12004, sub-
13 section 10, consisting of 12 members who shall meet
14 with the Secretary of State, upon call by the Secre-
15 tary of State.

16 The Secretary of State shall appoint the Advisory
17 and Review Board and the board shall consist of the
18 Chief of the State Police or his designee, represen-
19 tatives of the District Courts, district attorneys,
20 Motor Vehicle Department, Maine Highway Safety Com-
21 mittee, Maine Trial Lawyers Association, insurance
22 industry, Maine State Bar Association, Maine Municip-
23 al Association, Maine Chiefs of Police Association,
24 the Maine Sheriffs Association and the Highway Users
25 Conference. Except for the Chief of the State Police,
26 or his designee, who shall be a permanent member of
27 the board, appointments shall be for terms concurrent
28 with the term of the Secretary of State by whom they
29 shall be appointed. Board members shall ~~receive no~~
30 ~~compensation, except reimbursement for expenses at~~
31 ~~the rate allowed to state employees be compensated~~
32 ~~according to the provisions of Title 5, chapter 379.~~

33 The board shall assist the Secretary of State in
34 reviewing the effectiveness of any point system
35 adopted by him; reviewing procedures relative to is-
36 suance, suspension and revocation of operators' li-
37 censes and certificates of registration; reviewing
38 rules and regulations adopted by him; and advising
39 him as to suggested changes for the purpose of pro-
40 moting safety upon the highways.

41 Sec. 178. 30 MRSA §347, as amended by PL 1977,

1 c. 78, §170, is further amended to read:

2 §347. County Records Board

3 ~~There is created and established a~~ The County
4 Records Board ~~to as established by Title 5, section~~
5 12004, subsection 10, shall consist of 5 members:
6 Four persons to be appointed by the Governor for a
7 term of 3 years; one of whom shall be a county com-
8 missioner; one of whom shall be a register of deeds;
9 one of whom shall be a register of probate; and one
10 of whom shall be experienced in real estate title ex-
11 aminations; and a 5th person who shall be the State
12 Archivist and shall serve as chairman. Any person ap-
13 pointed to fill a vacancy in the membership of the
14 board shall serve for the remainder of the term for
15 which his predecessor was appointed. The board shall
16 meet at the call of the chairman, but not less than 4
17 times during each calendar year. Three members of the
18 board shall constitute a quorum. Appointive members
19 shall serve without compensation be compensated ac-
20 cording to the provisions of Title 5, chapter 379.

21 Sec. 179. 30 MRSA §1962, sub-§1, as enacted by
22 PL 1983, c. 458, §9, is amended to read:

23 1. Commission. "Commission" means a river cor-
24 ridor commission granted approval by the commissioner
25 under section 1963 and authorized by Title 5, section
26 12004, subsection 8.

27 Sec. 180. 30 MRSA §1981, as enacted by PL 1969,
28 c. 382, §5, is amended to read:

29 §1981. Establishment

30 The municipal officers of any 2 or more munici-
31 palities, by appropriate action, and as authorized by
32 Title 5, section 12004, subsection 10, may enter into
33 an agreement, between or among such municipalities,
34 for the establishment of a regional council of gov-
35 ernments.

36 Sec. 181. 30 MRSA §2214, as enacted by PL 1973,
37 c. 625, §201, is amended to read:

38 §2214. Municipal Records Board

1 There shall be a The Municipal Records Board to
2 as authorized by Title 5, section 12004, subsection
3 10, shall consist of 3 municipal officials, one of
4 whom represents a municipality of not more than 3,500
5 persons, to be appointed for terms of 3 years by the
6 Governor upon the recommendation of the governing
7 board of the Maine Municipal Association, the State
8 Archivist, who shall be chairman, and the State Reg-
9 istrar of Vital Statistics. Any person appointed to
10 fill a vacancy in the membership of the board shall
11 serve for the remainder of the term for which his
12 predecessor was appointed. The board shall meet at
13 the call of the chairman, but not less than 4 times
14 during each calendar year. Three members of the board
15 shall constitute a quorum. Appointive members shall
16 serve without compensation be compensated according
17 to the provisions of Title 5, chapter 379.

18 Sec. 182. 30 MRSA §4601-A, first ¶, as enacted
19 by PL 1969, c. 470, §7, is amended to read:

20 The Maine State Housing Authority is created. It
21 is, as established by Title 5, section 12004, subsec-
22 tion 7, shall be referred to in this subchapter as
23 the "state authority." It is a public body corporate
24 and politic and an instrumentality of the State.

25 Sec. 183. 30 MRSA §4602, sub-§2, ¶A, as amended
26 by PL 1983, c. 414, §10, is further amended to read:

27 A. The state authority shall have a 21-person
28 advisory board, as authorized by Title 5, section
29 12004, subsection 10, to be appointed by the Gov-
30 ernor representing the several aspects of the
31 housing industry. The advisory board at all
32 times shall have members who represent each of
33 the following: Municipal officials, financial in-
34 stitutions, builders, architects, labor, sponsors
35 of housing programs, administrators of local pub-
36 lic and local private housing corporations, el-
37 derly residents of housing projects, low income
38 residents of housing projects, and licensed real
39 estate brokers. There shall be 3 representa-
40 tives of municipal officials.

41 The members shall elect a president and vice-
42 president of the advisory board from among the

1 advisory board members. The advisory board of the
2 state authority shall advise and counsel the di-
3 rector and commissioners of the state authority
4 on the policies concerning any and all of the
5 powers and duties of the state authority. Seven
6 advisory board members of the state authority
7 shall constitute a quorum for the purpose of con-
8 ducting business of the board and exercising its
9 powers, notwithstanding the existence of any va-
10 cancies. Action may be taken by the advisory
11 board upon a vote of a majority of the members
12 present, unless in any case its bylaws shall re-
13 quire a larger number.

14 The president of the advisory board may call such
15 meetings of the board as he shall deem necessary.
16 The president of the advisory board shall call at
17 least one meeting of the board each year at a
18 time which will allow the board to meet jointly
19 with the commissioners of the state authority.

20 Sec. 184. 30 MRSA §4602, sub-§2, ¶D, as amended
21 by PL 1979, c. 533, §17, is further amended to read:

22 D. Any person may serve as a member of the ad-
23 visory board, and any person who, at the time of
24 his appointment, is a resident of Maine, may
25 serve as a commissioner, provided that the direc-
26 tor need not be a resident of the State prior to
27 appointment. Each commissioner, except for the
28 director and the Treasurer of State, and each ad-
29 visory board member shall serve a 4-year term
30 commencing with the expiration of the term of his
31 predecessor, provided that a vacancy occurring in
32 such a position prior to the normal expiration of
33 the appointment shall be filled as soon as prac-
34 ticable by a new gubernatorial appointee who
35 shall serve for the balance of the unexpired
36 term. Each advisory board member and commission-
37 er shall continue to hold office after the expi-
38 ration of his term until his successor shall have
39 been appointed. In any instance in which more
40 than one commissioner or advisory board member
41 shall be serving beyond his original term, any
42 new appointee shall be deemed to succeed the com-
43 missioner or advisory board member whose term ex-
44 pired first.

1 The Secretary of State shall prepare a certifi-
2 cate evidencing the appointment of each advisory
3 board member and commissioner. An original of
4 such certificate shall be furnished the appoint-
5 tee. One authenticated copy shall be retained by
6 the state authority and one by the Secretary of
7 State. An authenticated certificate of appoint-
8 ment shall be conclusive evidence of such ap-
9 pointment. Each commissioner attending any regul-
10 ar meeting of the authority shall receive \$50
11 pay for attending such meeting duly called for
12 the purpose of conducting state authority busi-
13 ness. Each commissioner attending any special
14 meeting or any public hearing of the authority or
15 otherwise performing official duties for the au-
16 thority shall receive \$10 an hour pay, unless a
17 commissioner's attendance at such special meeting
18 or public hearing is for more than 4 hours, in
19 which case the commissioner shall receive \$50 pay
20 for attending such special meeting or public
21 hearing duly called for the purpose of conducting
22 state authority business shall be compensated ac-
23 ording to the provisions of Title 5, chapter
24 379. The director shall be a full-time employee
25 of the authority, but shall be permitted to re-
26 ceive fees or honoraria for services provided to
27 others not in conflict with his full-time duties
28 and not performed during time for which he is re-
29 ceiving compensation from the state authority. In
30 addition to any authorized compensation, the di-
31 rector shall be entitled to such employee benef-
32 its as may be made available to other employees
33 of the state authority, including, but not lim-
34 ited to, authority contributions to any retire-
35 ment plan, insurance plan, deferred compensation
36 plan or other similar benefits, and each commis-
37 sioner and advisory board member shall be enti-
38 tled to receive reimbursement for actual expenses
39 incurred in the performance of state authority
40 business and such equipment, materials, member-
41 ships or insurance protection as shall be appro-
42 priate and necessary to the performance of his
43 duties.

44 Sec. 185. 30 MRSA §5301 is amended to read:

45 §5301. Membership

1 The Board of Emergency Municipal Finance, as
2 heretefere established authorized by Title 5, section
3 12004, subsection 8, and hereinafter designated in
4 this subchapter as the "board," shall be composed of
5 the 3 persons who legally hold the offices of Commis-
6 sioner of Finance and Administration, Treasurer of
7 State and State Tax Assessor. Upon the succession of
8 any person to any of these respective offices, he or
9 she shall immediately become a member of the board
10 and the person who formerly held such office shall
11 cease to be such a member. The person holding the of-
12 fice of State Tax Assessor shall be the chairman of
13 the board. The members of the board shall ~~not receive~~
14 any compensation for their services as such members
15 except their expenses be compensated according to the
16 provisions of Title 5, chapter 379.

17 Sec. 186. 30 MRSA §6212, sub-§1, as enacted by
18 PL 1979, c. 732, §§1 and 31, is amended to read:

19 1. Commission created. There is hereby estab-
20 lished a The Maine Indian Tribal-State Commission is
21 established pursuant to Title 5, section 12004, sub-
22 section 4. The commission shall consist of 9 members,
23 4 to be appointed by the Governor of the State sub-
24 ject to review by the Joint Standing Committee on Ju-
25 diciary and to confirmation by the Legislature, 2
26 each to be appointed by the Passamaquoddy Tribe and
27 the Penobscot Nation and a chairman to be selected in
28 accordance with subsection 2. The members of the com-
29 mission, other than the chairman, shall each serve
30 for a term of 3 years and may be reappointed. In the
31 event of the death, resignation or disability of any
32 member, the appointing authority may fill the vacancy
33 for the unexpired term.

34 Sec. 187. 30 MRSA §6212, sub-§4, as enacted by
35 PL 1979, c. 732, sub-§§1 and 31, is amended to read:

36 4. Personnel, fees, expenses of commissioners.
37 The commission shall have authority to employ such
38 personnel as it deems necessary and desirable in or-
39 der to effectively discharge its duties and responsi-
40 bilities. Such employees shall not be subject to
41 state personnel laws or rules.

42 The commission members shall be paid \$75 per day for

1 their services and shall be reimbursed for reasonable
2 expenses including travel according to the provisions
3 of Title 5, chapter 379.

4 Sec. 188. 32 MRSA §63, sub-§1, as amended by PL
5 1975, c. 771, §331, is further amended to read:

6 1. Membership. There shall be a The State Board
7 of Licensure of Administrators of Medical Care Facil-
8 ities other than Hospitals consisting, as estab-
9 lished by Title 5, section 12004, subsection 1, shall
10 consist of 8 members appointed by the Governor. The
11 members shall be citizens of the United States and
12 residents of the State of Maine. One member shall be
13 a physician licensed to practice medicine or osteopa-
14 thy with not less than 5 years of active practice
15 within the State. One member shall be a hospital ad-
16 ministrator with not less than 5 years active prac-
17 tice in the State as a hospital administrator. One
18 member shall be a registered nurse with not less than
19 5 years active practice in nursing homes in the
20 State. Two members shall be representatives of the
21 public. Three members shall be administrators of med-
22 ical care facilities other than hospitals with not
23 less than 5 years of such active experience in the
24 State.

25 Sec. 189. 32 MRSA §63, sub-§9, as amended by PL
26 1971, c. 518, §3, is repealed and the following en-
27 acted in its place:

28 9. Compensation. Members of the board shall be
29 compensated according to the provisions of Title 5,
30 chapter 379.

31 Sec. 190. 32 MRSA §88, as enacted by PL 1981, c.
32 661, §2, is amended by adding before subsection 1 the
33 following new paragraph:

34 The Emergency Medical Services' Advisory Board,
35 as established by Title 5, section 12004, subsection
36 10, shall advise the department with respect to the
37 conflict of the emergency medical services' program.

38 Sec. 191. 32 MRSA §88, sub-§1, ¶C, as enacted by
39 PL 1981, c. 661, sub-§2, is amended to read:

1 C. The board shall meet at least quarterly, and
2 shall also meet at the call of its chairman or of
3 the department. When the board meets, its mem-
4 bers shall be paid their travel costs and ex-
5 penses, plus \$20 each day. The same fees shall
6 be paid to board members conducting hearings un-
7 der this chapter compensated according to the
8 provisions of Title 5, chapter 379.

9 Sec. 192. 32 MRSA §211, first ¶, as repealed and
10 replaced by PL 1983, c. 413, §3, is amended to read:

11 The Maine State Board for Registration of Archi-
12 tects and Landscape Architects, as established by Ti-
13 tle 5, section 12004, subsection 1, shall administer
14 this chapter. The board shall consist of 8 members
15 appointed by the Governor, of which 5 shall be regis-
16 tered and practicing architects, one of whom may be a
17 professor of architecture; 2 shall be registered and
18 practicing landscape architects; and one shall be a
19 representative of the public.

20 Sec. 193. 32 MRSA §213-A, as enacted by PL 1983,
21 c. 413, §5, is repealed and the following enacted in
22 its place:

23 §213-A. Compensation

24 Each member of the board and the secretary shall
25 be compensated according to the provisions of Title
26 5, chapter 379. These expenses shall be certified by
27 the secretary of the board.

28 The secretary may be paid for clerical,
29 stenographical, printing and postage expenses. The
30 salary and allowance for expenses shall be certified
31 by the chairman of the board.

32 Sec. 194. 32 MRSA §271, first ¶, as repealed and
33 replaced by PL 1983, c. 553, §46, are amended to
34 read:

35 The Auctioneers Advisory Board, as established by
36 Title 5, section 12004, subsection 10, within the De-
37 partment of Business, Occupational and Professional
38 Regulation, shall advise the commissioner or his des-
39 ignee and provide assistance on any matter he deems

1 relevant to the administration of this chapter.

2 Sec. 195. 32 MRSA §271, 2nd ¶, as amended by PL
3 1983, c. 413, §13, is further amended to read:

4 The board shall be composed of 3 members, 2 of
5 whom shall be auctioneers and one of whom shall be a
6 public member. Members shall be appointed by the
7 commissioner and shall ~~serve without compensation.~~
8 ~~Members shall be reimbursed for actual expenses in-~~
9 ~~curring for attendance at meetings be compensated ac-~~
10 ording to the provisions of Title 5, chapter 375.

11 Sec. 196. 32 MRSA §351, sub-§1, as enacted by PL
12 1977, c. 398, §7, is amended to read:

13 1. Membership. The State Board of Barbers, as
14 heretofore established by Title 5, section 12004,
15 subsection 1, and in this chapter designated as the
16 "board", shall consist of 5 members who shall be cit-
17 izens of this State, 3 of whom shall have been en-
18 gaged in the practice of barbering for at least 3
19 years immediately prior to their appointment and one
20 of whom shall be a representative of the public. The
21 5th member of the board shall be the Director of
22 Health who shall have no board vote.

23 The 4 voting members of the board shall be appointed
24 by the Governor and their terms shall be for 3 years.
25 None of them shall be eligible to serve more than 3
26 consecutive 3-year terms. The barber members shall at
27 all times be registered barbers.

28 Any vacancy in the board shall be filled by the ap-
29 pointment by the Governor of a person to hold office
30 during the unexpired term. The person appointed shall
31 be qualified in the same manner as the board member
32 being replaced. No person operating or employed by a
33 school of barbering shall be appointed as a member of
34 the board. If any member of the board, after appoint-
35 ment, shall become affiliated in any way with any
36 such school, that person's membership on the board
37 shall immediately terminate and the unexpired term of
38 that member shall be filled by the Governor.

39 Sec. 197. 32 MRSA §351, sub-§4, as enacted by PL
40 1977, c. 398, §7, is repealed and the following en-

1 acted in its place:

2 4. Compensation. The members of the board shall
3 be compensated according to the provisions of Title
4 5, chapter 379, for no more than 18 meetings per cal-
5 endar year or, in the case of the chairman for no
6 more than 25 days per calendar year. Expenses as re-
7 lated to duties out of the State shall be reimburs-
8 able for no more than 5 calendar days per calendar
9 year unless approved in advance by the Governor.

10 Sec. 198. 32 MRSA §501, as amended by PL 1975,
11 c. 771, §336, is further amended to read:

12 §501. Membership; qualifications; term; removal

13 The Board of Chiropractic Examination and Regis-
14 tration, as ~~heretofore~~ established by Title 5, sec-
15 tion 12004, subsection 1, and in this chapter called
16 the "board," shall consist of 6 persons, who shall be
17 appointed by the Governor. Said persons shall be
18 residents of this State, 5 shall be graduates of a
19 legally chartered chiropractic school, college or
20 university having the power to confer degrees in chi-
21 ropractic and shall have been at the time of their
22 appointment actively engaged in the practice of their
23 profession for a period of at least 3 years in this
24 State and one shall be a representative of the pub-
25 lic. Each appointment shall be for the period of 5
26 years as the terms of the present members expire. Any
27 vacancy in said board caused by death, resignation or
28 for any other cause, except completion of a full term
29 of service, shall be filled by the like appointment
30 of a person qualified as aforesaid to hold office
31 during the unexpired term of the member whose place
32 he fills. Any member of said board may be removed
33 from office for cause by the Governor.

34 Sec. 199. 32 MRSA §553, as amended by PL 1981,
35 c. 19, is further amended to read:

36 §553. Fees; compensation and expenses

37 Any person to whom a certificate has been granted
38 under section 552 who wishes to renew that certifi-
39 cate shall, on or before the first day of June of
40 each year, pay to the secretary of the board a li-

1 cense renewal fee not in excess of \$50 as established
2 by the board. Upon payment of the fee, that person's
3 certificate shall be renewed for one year. In addition
4 to the payment of such renewal fee, each licensee
5 so applying for his renewal certificate shall furnish
6 to ~~said the~~ board satisfactory evidence that he
7 has attended one of 2 educational programs conducted
8 and supervised by the ~~said~~ board in the year preceding.
9 If such fee is not paid within 3 months after
10 the date of notification by the secretary that such
11 fee is due, the certificate of the chiropractor so
12 failing to pay such fee shall be revoked and shall be
13 thereafter renewed by a majority vote of the board
14 and upon the payment of a fee of \$10 to the secretary
15 of said board. All fees received by the secretary and
16 not returned to the applicant shall be paid forthwith
17 to the Treasurer of State. The compensation of members
18 of the board shall be \$25 per day for each day
19 actually spent in the discharge of their duties and
20 actual and necessary expenses including travel
21 expenses in accordance with the provisions of Title
22 5, chapter 379. The secretary shall be reimbursed
23 for all expenditures for books, stationery, postage
24 and other necessary expenses authorized by the board
25 and actually incurred in the discharge of his duties.
26 Said compensation and all other necessary and proper
27 expenses of said board shall be certified by the
28 chairman and secretary and shall be paid out of the
29 fund held by the Treasurer of State, and any balance
30 of said fund shall not lapse but shall be carried
31 forward to be expended for the same purposes in the
32 following fiscal years.

33 Sec. 200. 32 MRSA §1071, first ¶, as enacted by
34 PL 1981, c. 440, §2, is amended to read:

35 The Board of Dental Examiners, established by Title
36 5, section 12004, subsection 1, and in this chapter
37 called the "board," shall consist of 7 members,
38 appointed by the Governor as follows: Five members of
39 the dental profession, one dental hygienist and one
40 representative of the public.

41 Sec. 201. 32 MRSA §1071, sub-§5, as enacted by
42 PL 1981, c. 440, §2, is repealed and the following
43 enacted in its place:

1 5. Compensation. The members of the board shall
2 each be compensated according to the provisions of
3 Title 5, chapter 379. Expenses of the board shall be
4 certified by the secretary of the board.

5 Sec. 202. 32 MRSA §1151, first ¶, as amended by
6 PL 1983, c. 553, §§26 and 46, is further amended to
7 read:

8 The Electricians' Examining Board, as established
9 by Title 5, section 12004, subsection 1, and in this
10 chapter called the "board," shall consist of 6 mem-
11 bers appointed by the Governor, called the "appoint-
12 ive members," and the Commissioner of Business, Occu-
13 pational and Professional Regulation or a representa-
14 tive appointed by the commissioner.

15 Sec. 203. 32 MRSA §1151, last ¶, as repealed and
16 replaced by PL 1983, c. 413, §34, is repealed and
17 the following enacted in its place:

18 The members of the board shall each be compen-
19 sated according to the provisions of Title 5, chapter
20 379.

21 Sec. 204. 32 MRSA §1301, first ¶, as repealed
22 and replaced by PL 1983, c. 413, §42, is amended to
23 read:

24 The State Board of Registration for Professional
25 Engineers, as established by Title 5, section 12004,
26 subsection 1, shall administer this chapter. The
27 board shall consist of 6 members appointed by the
28 Governor, of which 5 shall be professional engineers
29 who have the qualifications required by section 1302
30 and one shall be a representative of the public.
31 Nominees for appointment may be recommended to the
32 Governor by representative engineering societies in
33 the State.

34 Sec. 205. 32 MRSA §1303 is repealed and the fol-
35 lowing enacted in its place:

36 §1303. Compensation and expenses

37 Members of the board shall be compensated accord-
38 ing to the provisions of Title 5, chapter 379. Cler-

1 ical expenses shall not be allowed any member of the
2 board, except as provided in section 1307.

3 Sec. 206. 32 MRSA §1451, first and 4th ¶¶, as
4 amended by PL 1983, c. 553, §30, is amended to read:

5 The State Board of Funeral Service, as estab-
6 lished by Title 5, section 12004, subsection 1, and
7 in this chapter called the "board," shall consist of
8 7 members, 6 of whom shall be persons licensed for
9 the practice of funeral service for 10 consecutive
10 years or who have had 10 consecutive years' experi-
11 ence as an embalmer or funeral director in this State
12 immediately preceding their appointment and one of
13 whom shall be a representative of the public. Mem-
14 bers shall be appointed by the Governor for a term of
15 4 years, except that no more than 2 members' terms
16 may expire in any one calendar year and appointments
17 for terms of less than 4 years may be made in order
18 to comply with this limitation. Upon expiration of
19 a member's term, he shall serve until his successor
20 is qualified and appointed. The successor's term
21 shall be 4 years from the date of the expiration, re-
22 gardless of the date of his appointment. Any vacancy
23 in the board shall be filled by appointment of a per-
24 son, qualified as was the board member being re-
25 placed, to hold office during the unexpired term. No
26 person may be eligible to serve more than 2 full con-
27 secutive terms, provided that for this purpose only a
28 period actually served which exceeds 1/2 of the
29 4-year term shall be deemed a full term. A board
30 member may be removed by the Governor for cause.

31 The members of the board shall each ~~receive~~ \$20 a
32 ~~day and expenses while engaged in the business of the~~
33 board be compensated according to the provisions of
34 Title 5, chapter 379.

35 Sec. 207. 32 MRSA §1601, sub-§1, as amended by
36 PL 1983, c. 413, §66, is further amended to read:

37 1. Membership. The State Board of Cosmetology,
38 as established by Title 5, section 12004, subsection
39 1, and in this chapter designated as the "board,"
40 shall consist of 7 members who shall be citizens of
41 this State, 5 of whom shall have been engaged in the
42 practice of cosmetology for at least 3 years immedi-

1 ately prior to their appointment and one of whom
2 shall be a representative of the public. The 7th mem-
3 ber of the board shall be the Director of Health who
4 shall have no board vote.

5 The 6 voting members of the board shall be appointed
6 by the Governor and their terms shall be for 3 years.
7 None of them may be eligible to serve more than 3
8 consecutive 3-year terms or to serve more than 9
9 years consecutively, provided that for this purpose
10 only a period actually served which exceeds 1/2 of
11 the 3-year term shall be deemed a full term. Upon
12 expiration of a member's term, he shall serve until
13 his successor is qualified and appointed. The
14 successor's term shall be 3 years from the date of
15 the expiration, regardless of the date of his ap-
16 pointment. The cosmetologist members shall at all
17 times be registered cosmetologists and shall be ac-
18 tively engaged in the practice during their member-
19 ship on the board. A board member may be removed by
20 the Governor for cause.

21 Any vacancy in the board shall be filled by the ap-
22 pointment by the Governor of a person, qualified as
23 was the board member being replaced, to hold office
24 during the unexpired term of the member whose place
25 is thus filled.

26 No person operating or employed by a school of cosme-
27 tology may be appointed as a member of the board. If
28 any member of the board, after appointment, shall be-
29 come affiliated in any way with any such school, that
30 person's membership on the board shall immediately
31 terminate and the unexpired term of that member shall
32 be filled by the Governor.

33 Sec. 208. 32 MRSA §1601, sub-§4, as enacted by
34 PL 1977, c. 398, §10, is amended to read:

35 4. Compensation. The members of the board shall
36 receive as compensation for their services \$35 per
37 day for no more than 18 days per calendar year be
38 compensated according to the provisions of Title 5,
39 chapter 379 for no more than 18 meetings per calendar
40 year, or, in the case of the chairman, for no more
41 than 25 days per calendar year, and in addition
42 thereto all necessary expenses incurred in the dis-

1 charge of their duties whether or not compensated for
2 said services. Expenses as related to duties out of
3 the State shall be reimbursable for no more than 5
4 calendar days per calendar year unless approved in
5 advance by the Governor.

6 Sec. 209. 32 MRSA §1658, sub-§1, as repealed and
7 replaced by PL 1975, c. 463, §3, is amended to read:

8 1. Board. "Board" ~~shall mean~~ means the Board of
9 Hearing Aid Dealers and Fitters, as established by
10 Title 5, section 12004, subsection 1.

11 Sec. 210. 32 MRSA §1660-A, sub-§1, as repealed
12 and replaced by PL 1981, c. 703, Pt. A, §72, is
13 amended to read:

14 1. Board. ~~There shall be established a~~ The Board
15 of Hearing Aid Dealers and Fitters is established by
16 Title 5, section 12004, subsection 1.

17 Sec. 211. 32 MRSA §1660-A, sub-§4, as enacted by
18 PL 1975, c. 465, §3, is repealed and the following
19 enacted in its place:

20 4. Compensation. Members of the board shall be
21 compensated according to the provisions of Title 5,
22 chapter 379.

23 Sec. 212. 32 MRSA §1671, first ¶, as repealed
24 and replaced by PL 1983, c. 413, §90, is amended to
25 read:

26 The State Board of Registration for Land Survey-
27 ors, as established by Title 5, section 12004, sub-
28 section 1, shall administer this chapter. The board
29 shall consist of 6 members appointed by the Governor,
30 of which 5 shall be land surveyors who have the qual-
31 ifications required by section 1672 and one shall be
32 a representative of the public.

33 Sec. 213. 32 MRSA §1673, as enacted by PL 1967,
34 c. 423, §1, is repealed and the following enacted in
35 its place:

36 §1673. Compensation and expenses

1 Each member shall be compensated according to the
2 provisions of Title 5, chapter 379.

3 Sec. 214. 32 MRSA §2001, first ¶, as amended by
4 PL 1983, c. 553, §46, is further amended to read:

5 The Arborist Examining Board, as established by
6 Title 5, section 12004, subsection 1, within the De-
7 partment of Business, Occupational and Professional
8 Regulation and called "the board," shall administer
9 this chapter and shall consist of 6 members. The
10 Governor shall appoint 4 members as follows: Two mem-
11 bers shall be licensed commercial arborists, each of
12 whom shall have been continuously engaged in practice
13 as licensed commercial arborists for a period of 10
14 years prior to his appointment; one member shall be a
15 plant pathologist who is either on the state or Uni-
16 versity of Maine staff and part of whose work is con-
17 cerned with trees; and one member shall be a repre-
18 sentative of the public. The remaining 2 members
19 shall be selected by the Director of the Bureau of
20 Forestry from the Bureau of Forestry and shall be ex
21 officio members.

22 Sec. 215. 32 MRSA §2001, last ¶, as repealed and
23 replaced by PL 1983, c. 413, §103, is repealed and
24 the following enacted in its place:

25 Board members shall be compensated according to
26 the provisions of Title 5, chapter 379.

27 Sec. 216. 32 MRSA §2151, first ¶, as repealed
28 and replaced by PL 1983, c. 176, Pt. A, §12, is
29 amended to read:

30 A State Board of Nursing, as ~~created in this~~
31 ~~section~~ established by Title 5, section 12004, sub-
32 section 1, shall consist of 7 members who shall be
33 appointed by the Governor. Five members of the board
34 shall be professional nurses, one of whom shall be
35 active in practical nurse education or in a school of
36 practical nursing at the time of appointment. One
37 member shall be a licensed practical nurse. One mem-
38 ber shall be a representative of the public. Except
39 to fill vacancies in unexpired terms, all appoint-
40 ments shall be for a term of 5 years after such ap-
41 pointment or until their successors have been duly

1 appointed and qualified. No person may be eligible
2 for more than one reappointment. Any public member
3 vacancy on the board shall be filled for the unex-
4 pired term by the appointment of another public mem-
5 ber by the Governor.

6 Sec. 217. 32 MRSA §2155, as repealed and re-
7 placed by PL 1979, c. 39, is amended to read:

8 §2155. Compensation

9 The members of the board shall ~~receive \$50 per~~
10 ~~day and actual necessary expenses incurred while in~~
11 ~~performance of their official duties~~ be compensated
12 according to the provisions of Title 5, chapter 379.

13 Sec. 218. 32 MRSA §2351, first ¶, as amended by
14 PL 1983, c. 553, §36, is further amended to read:

15 An Oil and Solid Fuel Board, as established by
16 Title 5, section 12004, subsection 1, and in this
17 chapter called the "board," shall consist of the Com-
18 missioner of Business Regulation or a representative
19 appointed by the commissioner, the Commissioner of
20 Public Safety or a representative and 5 other mem-
21 bers, called in this chapter the "appointive mem-
22 bers," who shall be appointed by the Governor.

23 Sec. 219. 32 MRSA §2351, 6th ¶, as repealed and
24 replaced by PL 1973, c. 384, is repealed and the
25 following enacted in its place:

26 The members of the board shall be compensated ac-
27 ording to the provisions of Title 5, chapter 379.

28 Sec. 220. 32 MRSA §2415, as amended by PL 1975,
29 c. 771, §354, is further amended to read:

30 §2415. Appointment; tenure; vacancies; removal

31 The State Board of Optometry, as ~~heretofore~~ es-
32 tablished by Title 5, section 12004, subsection 1,
33 and ~~hereinafter~~ in this chapter called the "board,"
34 shall consist of 6 persons appointed by the Governor.
35 Five of such persons shall have been resident optome-
36 trists engaged in the actual practice of optometry in
37 this State for a period of at least 5 years prior to

1 their appointment and one of such persons shall be a
2 consumer member who shall be a resident of this State
3 and shall have no pecuniary interest in optometry or
4 in the merchandising of optical products. They shall
5 be appointed for terms as the terms of the present
6 members expire, so that eventually the term of one
7 member shall expire each year and each shall hold of-
8 fice for a term of 5 years and until his successor is
9 appointed and qualified. Any vacancy in said board
10 shall be filled by the appointment of a person, qual-
11 ified as aforesaid, to hold office during the unex-
12 pired term of the member whose place he fills. Any
13 member of said board may be removed from office for
14 cause by the Governor. The board shall have a common
15 seal.

16 Sec. 221. 32 MRSA §2416, 2nd ¶, as enacted by PL
17 1973, c. 788, §156, is amended to read:

18 The members of the board shall each receive \$25
19 for each day actually engaged in the duties of his
20 office, and actual expenses incurred in connection
21 therewith be compensated according to the provisions
22 of Title 5, chapter 379, except that the secretary of
23 said board shall receive an annual salary of \$500.
24 Any year in which the income of the board, from exam-
25 ination fees and annual license fees collected under
26 this chapter, plus any unexpended balances on hand,
27 is not sufficient to pay members of the board, avail-
28 able funds shall be prorated, except that the
29 secretary's compensation shall have prior claim to
30 available funds.

31 Sec. 222. 32 MRSA §2561, as amended by PL 1975,
32 c. 771, §§355 and 356, is further amended to read:

33 §2561. Membership; qualifications; tenure; vacancies

34 The Board of Osteopathic Examination and Regis-
35 tration, as heretofore established by Title 5, sec-
36 tion 12004, subsection 1, and in this chapter called
37 the "board," shall consist of 6 persons appointed by
38 the Governor. Said persons shall be residents of this
39 State. Five of said persons shall be graduates of a
40 legally chartered college of osteopathic medicine or
41 university having the power to confer degrees in
42 osteopathic medicine and shall have been at the time

1 of their appointment actively engaged in the practice
2 of their profession in Maine for a period of at least
3 5 years, and one of said persons shall be a represen-
4 tative of the public. Each appointment shall be for
5 a period of 5 years as the terms of the present mem-
6 bers expire. Any vacancy in said board caused by
7 death, resignation or for any other cause, except
8 completion of a full term of service, shall be filled
9 by the appointment of a person qualified as was the
10 member whose place he fills to hold office during the
11 unexpired term of such member. Any member of said
12 board may be removed from office, for cause, by the
13 Governor. Members of the board on October 4, 1973
14 shall continue in officeto the date of expiration of
15 their current terms.

16 Sec. 223. 32 MRSA §2562, 2nd ¶, as enacted by PL
17 1973, c. 374, §1, is amended to read:

18 Each member of the board shall receive \$50 per
19 day, ~~or any part thereof,~~ plus necessary expenses in-
20 ~~curring in the discharge of his duties be compensated~~
21 according to the provisions of Title 5, chapter 379.
22 All requisitions for payment of money shall be signed
23 by the chairman and the secretary of said board. If
24 the fees to be collected under any of the provisions
25 of this chapter are insufficient to pay the salaries
26 and expenses provided by this section, the members of
27 said board shall be entitled to only a pro rata pay-
28 ment for salary in any years in which such fees are
29 insufficient.

30 Sec. 224. 32 MRSA §2851, first ¶, as amended by
31 PL 1983, c. 47, is further amended to read:

32 A Board of Commissioners of the Profession of
33 Pharmacy, as ~~heretofore~~ established by Title 5, sec-
34 tion 12004, subsection 1, and in this chapter called
35 the "board," shall consist of 5 pharmacists all of
36 whom shall be residents of this State and actually
37 engaged in the practice of their profession, and one
38 representative of the public, who shall be appointed
39 and may be removed for cause by the Governor. At
40 least one of the 5 pharmacists on the board shall be,
41 at the time of appointment, actively engaged in the
42 practice of hospital pharmacy, one member shall be
43 actively engaged in the practice of chain pharmacy,

1 and one member shall be actively engaged in the prac-
2 tice of pharmacy other than hospital or chain pharma-
3 cy. Chain pharmacy shall be defined as retail pharma-
4 cy practiced in a group of at least 4 pharmacies of
5 common ownership which are located within the State.
6 The public representative commissioner shall hold of-
7 fice for 5 years from the first day of December of
8 the year in which he is appointed or until his suc-
9 cessor is appointed and qualified. The terms of of-
10 fice of the pharmacist commissioners shall be so ar-
11 ranged that one pharmacist member of that board shall
12 be appointed annually as the terms of the present
13 members expire, to hold office for 5 years from the
14 first day of December in each year or until his suc-
15 cessor is appointed and qualified. Vacancies shall be
16 filled by appointment for the unexpired term. No
17 pharmacist may be appointed to serve as a commis-
18 sioner unless he has had at least 5 years' experience in
19 Maine in the practice of pharmacy as a registered
20 pharmacist prior to his appointment. At least 3 com-
21 missioners serving on the board shall possess a de-
22 gree in pharmacy from an accredited college of phar-
23 macy. The board shall have power:

24 Sec. 225. 32 MRSA §2851, last ¶, as amended by
25 PL 1967, c. 390, §16, is further amended to read:

26 The members of the board shall each receive as
27 compensation for their services \$25 per day for the
28 time actually spent and their necessary expenses in-
29 curred in the discharge of their duties be compen-
30 sated according to the provisions of Title 5, chapter
31 379. The secretary of the board shall certify to the
32 accounts. The secretary of the board shall be the
33 treasurer thereof and shall receive all fees, charges
34 and assessments payable to the board, and account for
35 and pay over the same according to law.

36 Sec. 226. 32 MRSA §3112, first ¶, as amended by
37 PL 1981, c. 501, §61, is repealed and the following
38 enacted in its place:

39 The Board of Examiners in Physical Therapy, as
40 established by Title 5, section 12004, subsection 1,
41 and within the Department of Business, Occupational
42 and Professional Regulation, shall consist of 2 phys-
43 ical therapists, one physical therapist assistant,

1 one physician and one public member.

2 Sec. 227. 32 MRSA §3112, sub-§2, as repealed and
3 replaced by PL 1983, c. 413, §127, is amended to
4 read:

5 2. Meetings. The board shall meet at least once
6 a year to conduct its business and to elect a chair-
7 man and a secretary who shall serve for 2 years. Ad-
8 ditional meetings shall be held as necessary to con-
9 duct the business of the board, and may be convened
10 at the call of the chairman or a majority of the
11 board members. The board shall keep such records and
12 minutes as are necessary to the ordinary dispatch of
13 its functions. Members of the board shall receive
14 \$25 for every day actually spent in the performance
15 of the duties imposed upon them by this chapter and
16 necessary traveling and hotel expenses actually
17 incurred be compensated according to the provisions
18 of Title 5, chapter 379.

19 Sec. 228. 32 MRSA §3263, as amended by PL 1983,
20 c. 176, §16, is further amended to read:

21 §3263. Appointment; vacancies; compensation

22 The Board of Registration in Medicine, as estab-
23 lished by Title 5, section 12004, subsection 1, and
24 in this chapter called the "board," shall consist of
25 9 persons who are residents of this State, appointed
26 by the Governor. Two persons shall be representa-
27 tives of the public. Seven persons shall be gradu-
28 ates of a legally chartered medical college or uni-
29 versity having authority to confer degrees in medi-
30 cine and shall have been actively engaged in the
31 practice of their profession in this State for a con-
32 tinuous period of 5 years preceding their appoint-
33 ments to the board. Three persons, qualified as
34 aforesaid, including at most one public representa-
35 tive, shall be appointed members of the board on or
36 before July 1st of every uneven-numbered year, each
37 to hold office for 6 years from July 1st following
38 his appointment. Any vacancy in the board shall be
39 filled by the appointment of a person, qualified as
40 was the member whose place he fills, to hold office
41 during the unexpired term of that member. Any member
42 of the board may be removed from office for cause by

1 the Governor.

2 Members of said board shall receive annual sala-
3 ries of \$1,250 each, except the chairman, who shall
4 receive \$1,500 a year, and the secretary, who shall
5 receive \$7,500 be compensated according to the provi-
6 sions of Title 5, chapter 379. In addition, each
7 member shall receive necessary traveling expenses in
8 attending the meetings of the board and meetings au-
9 thorized by the board. Extra compensation for each
10 day actually spent in an investigation or prosecution
11 of complaints and cases under this chapter shall be
12 allowed to each member of the board actually engaged
13 therein, in addition to the aforementioned traveling
14 expenses. If the fees to be collected under any of
15 the provisions of this chapter are insufficient to
16 pay the salaries and expenses provided by this sec-
17 tion, the members of said board shall be entitled to
18 only a pro rata payment for salary in any years in
19 which such fees are insufficient.

20 Sec. 229. 32 MRSA §3401, as amended by PL 1983,
21 c. 553, §39, is further amended to read:

22 §3401. Membership; vacancies; removal; compensation

23 A Plumbers' Examining Board, as established by
24 Title 5, section 12004, subsection 1, shall consist
25 of 3 members, who shall be appointed by the Governor.
26 One of the members shall be a representative of the
27 public, one shall be a master plumber as defined in
28 section 3301, and one shall be a journeyman plumber
29 as defined in section 3301, and who has been engaged
30 in the business of plumbing for at least 2 years.
31 Members shall be appointed for terms of 2 years, with
32 no person being eligible to serve more than 4 full
33 consecutive terms, provided that for this purpose on-
34 ly a period actually served which exceeds 1/2 of the
35 2-year term shall be deemed a full term. Upon expi-
36 ration of a member's term, he shall serve until his
37 successor is qualified and appointed. The
38 successor's terms shall be 2 years from the date of
39 the expiration, regardless of the date of his ap-
40 pointment. Any vacancy in the board caused by
41 death, resignation or removal of any member shall be
42 filled by the appointment of a person qualified, to
43 hold office during the unexpired term of the member

1 whose place is thus filled. Any member of the board
2 may be removed from office for cause, by the Govern-
3 nor. The members of the board shall each be allowed
4 the sum of \$35 per day and their necessary traveling
5 expenses for actual attendance upon any examination
6 of candidates for license and for any necessary
7 hearings compensated according to the provisions of
8 Title 5, chapter 379. The board may examine and li-
9 cense plumbers.

10 Sec. 230. 32 MRSA §3601, as amended by PL 1983,
11 c. 176, Pt. A, §18, is further amended to read:

12 §3601. Appointment

13 The Board of Examiners of Podiatrists, as
14 appointed established in Title 5, section 12004, sub-
15 section 1, and in this chapter called the "examin-
16 ers," "board," shall be 2 members of the Board of
17 Registration in Medicine together with 2 podiatrists
18 and a representative of the public appointed by the
19 Governor. One of the examiners members shall be cho-
20 sen by a majority of the examiners members to act as
21 chairman of the examiners board for a term of 2 years
22 and the secretary-treasurer of the Board of Registra-
23 tion in Medicine shall act as secretary-treasurer of
24 the examiners board. The podiatrists appointed by the
25 Governor shall be appointed for a term of 4 years
26 from nominations submitted by the Podiatry Associa-
27 tion of Maine and by other organizations and individ-
28 uals, except that the first appointment of the new
29 member shall be for a term of 2 years. The podia-
30 trists selected shall at the time of their appoint-
31 ment have been actively engaged in the practice of
32 podiatry for a period of at least 2 years. The rep-
33 resentative of the public shall be appointed for a
34 term of 4 years.

35 Sec. 231. 32 MRSA §3602, as amended by PL 1979,
36 c. 61, §2, is further amended to read:

37 §3602. Meetings; officers; records

38 The examiners board shall hold regular meetings,
39 one in March, one in July and one in November and
40 such additional meetings at such times and places as
41 the said examiners board may determine. One of the

1 examiners members shall be chosen by a majority of
2 the examiners board to act as chairman of the
3 examiners board for a term of 2 years. The secretary
4 and treasurer of the Board of Registration in Medi-
5 cine shall act as secretary and treasurer of the
6 examiners board and shall keep a record of the pro-
7 ceedings of said examiners the board, which record
8 shall include, among other things, a record of all
9 money received and disbursed, a list of all appli-
10 cants for licenses to practice podiatry and the fact
11 of whether the applicant was granted or denied a li-
12 cense. Said The records shall be filed in the office
13 of the secretary of the board and shall always be
14 open to inspection during regular office hours. Four
15 members of the examiners board shall constitute a
16 quorum for the transaction of business but no license
17 to practice podiatry shall be granted except upon the
18 affirmative vote of 4 members of said examiners the
19 board.

20 Sec. 232. 32 MRSA §3603, as amended by PL 1975,
21 c. 575, §42, is further amended to read:

22 §3603. Compensation; disposition of fees

23 The treasurer of the examiners board shall re-
24 ceive all fees, charges and assessments payable to
25 said examiners the board and account for and pay over
26 the same these according to law. Members of the Board
27 of Registration in Medicine, the secretary of said
28 the board, the podiatrists and the public member ap-
29 pointed by the Governor, as provided in section 3601,
30 shall each receive \$25 for every day actually spent
31 in the performance of the duties imposed upon them by
32 this chapter; and in addition thereto necessary
33 traveling and hotel expenses actually incurred; to be
34 compensated according to the provisions of Title 5,
35 chapter 379, and all expenses shall be certified by
36 the chairman and secretary.

37 Sec. 233. 32 MRSA §3821, as amended by PL 1983,
38 c. 413, §148, is further amended to read:

39 §3821. Membership; terms; vacancies

40 The State Board of Examiners of Psychologists, as
41 established by Title 5, section 12004, subsection 1,

1 and called the "board," shall consist of 6 members
2 who shall be appointed by the Governor to serve a
3 term of 5 years. One member of the board shall be a
4 representative of the public. Five members of the
5 board shall be licensed psychologists or psychologi-
6 cal examiners. Any vacancy occurring on the board
7 shall be filled by the Governor for the unexpired
8 term by a person qualified and selected as was the
9 member he is replacing. No person may be eligible to
10 serve more than 2 full consecutive terms, provided
11 that for this purpose only a period actually served
12 which exceeds 1/2 of the 5-year term shall be deemed
13 a full term. Upon expiration of a member's term, he
14 shall serve until his successor is qualified and ap-
15 pointed. The successor's term shall be 5 years from
16 the date of that expiration, regardless of the date
17 of his appointment. Prior to the filling of any va-
18 cancies of professional members, the Governor shall
19 solicit recommendations. A board member may be re-
20 moved by the Governor for cause.

21 Sec. 234. 32 MRSA §3822, as amended by PL 1983,
22 c. 413, §149, is further amended to read:

23 §3822. Meetings; organizations

24 The board shall meet at least once a year to con-
25 duct its business and to elect a chairman, secretary
26 and treasurer. Additional meetings shall be held as
27 necessary to conduct the business of the board, and
28 may be convened at the call of the chairman or a ma-
29 jority of the board members. Each member shall re-
30 ~~ceive all ordinary expenses incident to holding~~
31 meetings be compensated according to the provisions
32 of Title 5, chapter 379, provided that the expense
33 shall not exceed the fees collected by the board.
34 Four members of the board shall at all times consti-
35 tute a quorum. The board shall keep such records and
36 minutes as are necessary to the ordinary dispatch of
37 its functions.

38 Sec. 235. 32 MRSA §3971, as amended by PL 1983,
39 c. 413, §160, is further amended to read:

40 §3971. Appointment

41 The Board of Accountancy, as established by Title

1 5, section 12004, subsection 1, shall consist of 7
2 members appointed by the Governor. Each member of
3 the board shall be a citizen of the United States and
4 a resident of this State. Three members shall be per-
5 sons registered in accordance with subchapter III and
6 whose principal occupation has been in active prac-
7 tice as a certified public accountant for at least
8 the 5 preceding years. Three members shall be persons
9 registered in accordance with subchapter IV and whose
10 principal occupation has been in active practice as a
11 noncertified public accountant for at least the 5
12 preceding years. One member of the board shall be a
13 representative of the public. Appointments shall be
14 for 3-year terms, except that the terms of 2 members
15 other than the public member shall expire each calen-
16 dar year and appointments of less than 3 years may be
17 made in order to comply with this limitation. Any va-
18 cancy occurring during a term shall be filled by ap-
19 pointment for the unexpired term. Upon the expiration
20 of his term of office, a member shall continue to
21 serve until his successor shall have been appointed
22 and shall have qualified, and the successor's term
23 shall be 3 years from the date of the expiration, re-
24 gardless of the date of his appointment. No person
25 may be eligible to serve more than 3 full consecutive
26 terms, provided that for this purpose only a period
27 actually served which exceeds 1/2 of the 3-year term
28 shall be deemed a full term. The Governor shall re-
29 move from the board any member whose permit to prac-
30 tice has become void, revoked or suspended, and may,
31 after hearing, remove any member of the board for
32 cause.

33 Sec. 236. 32 MRSA §3972, first ¶, as repealed
34 and replaced by PL 1983, c. 413, §161, is amended to
35 read:

36 The board shall meet at least once a year to con-
37 duct its business and elect its officers. Additional
38 meetings shall be held as necessary to conduct the
39 business of the board, and may be convened at the
40 call of the chairman or a majority of the board mem-
41 bers. Annually, the members shall elect from their
42 number a chairman, a secretary who shall be a certi-
43 fied public accountant and a treasurer. The offices
44 of secretary and treasurer may be held by the same
45 person. The board may adopt a seal. Four members

1 shall constitute a quorum for the transaction of
2 business. All fees and other moneys collected by
3 the board shall be promptly transmitted by the trea-
4 surer of the board to the Treasurer of State, togeth-
5 er with an account of these receipts. The moneys are
6 to be used only for expenses of the board upon requi-
7 sition drawn on the State Controller. Each member of
8 the board shall receive \$10 per hour and his neces-
9 sary expenses, while engaged in the discharge of his
10 official duties. Travel expense reimbursement shall
11 not exceed the rate paid to state employees be com-
12 pensated according to Title 5, chapter 379. If re-
13 cepts of the board are not sufficient to cover all
14 expenses and compensation of the board, the board may
15 reduce equitably the compensation of its individual
16 members.

17 Sec. 237. 32 MRSA §4051-A, sub-§1, as repealed
18 and replaced by PL 1983, c. 511, is amended to read:

19 1. Real Estate Commission composition. There is
20 created the The Real Estate Commission, established
21 by Title 5, section 12004, subsection 1, shall in
22 this chapter be referred to as the "commission." The
23 commission shall consist of 4 industry members and
24 one public member, as provided in this section.

25 Sec. 238. 32 MRSA §4052, as repealed and re-
26 placed by PL 1975, c. 767, §52, is amended to read:

27 §4052. Compensation

28 Each member of the commission appointed by the
29 Governor shall receive as full compensation for each
30 day actually spent on the work of that commission the
31 sum of \$40 and his actual and necessary expenses in-
32 curred in the performance of duties pertaining to his
33 office be compensated according to the provisions of
34 Title 5, chapter 379.

35 Sec. 239. 32 MRSA §4115-B, first ¶, as enacted
36 by PL 1979, c. 196, §2, is amended to read:

37 Each biennial licensing period, actively licensed
38 real estate brokers and real estate salesmen shall
39 attend 12 clock hours of real estate oriented educa-
40 tional programs, approved by the Continuing Education

1 Committee, as authorized by Title 5, section 12004,
2 subsection 10, appointed by the commission. The com-
3 mittee shall consist of one member of the commission,
4 one member from the field of education, one member
5 representing the public and 4 licensees, each repre-
6 senting a different geographical area of the State,
7 at least one of whom shall not belong to a profes-
8 sional real estate trade association. Members shall
9 be appointed for staggered 3-year terms, except the
10 commission member who shall be appointed annually.

11 Sec. 240. 32 MRSA §4152, first ¶, as repealed
12 and replaced by PL 1979, c. 731, §15, is amended to
13 read:

14 The Maine Sardine Council, as established by Ti-
15 tle 36, ~~section 4693~~ 5, section 12004, subsection 9,
16 shall meet with the commissioner at regular intervals
17 to be determined by it and more often if called by
18 the commissioner.

19 Sec. 241. 32 MRSA §4854, as amended by PL 1976,
20 c. 731, §19, is further amended to read:

21 §4854. State Board of Veterinary Medicine

22 There is established in the Department of Agri-
23 culture a The State Board of Veterinary Medicine,
24 which as established by Title 5, section 12004, sub-
25 section 1, within the Department of Agriculture, Food
26 and Rural Resources, shall consist of 6 members, ap-
27 pointed by the Commissioner of Agriculture, Food and
28 Rural Resources, 5 of whom shall be licensed Maine
29 veterinarians who are residents of this State, gradu-
30 ates of a veterinary school and who have been li-
31 censed to practice veterinary medicine in Maine for
32 the 5 years preceding their appointment and one mem-
33 ber who shall be a representative of the public. At
34 least 30 days before the appointment of any licensed
35 Maine veterinarian to the board, the State Veterinary
36 Medical Association shall forward to the commissioner
37 for his consideration the names of 3 or more quali-
38 fied veterinarians. The term of office of each
39 present member of the board shall expire as now pro-
40 vided. One new member to be appointed to the board
41 shall serve a 3-year term. One new member to be ap-

1 pointed to the board shall serve a 4-year term. The
2 public member to be appointed to the board shall
3 serve a 5-year term. Thereafter, all members shall
4 be appointed for 5-year terms. No person shall serve
5 2 consecutive 5-year terms, but a person appointed
6 for a term of less than 5 years may succeed himself.
7 No person may serve on the board who is, or has been
8 during the 2 years preceding his appointment, a
9 trustee or a member of the faculty or advisory board
10 of a veterinary school.

11 Sec. 242. 32 MRSA §4858, as enacted by PL 1975,
12 c. 477, §4, is repealed and the following enacted in
13 its place:

14 §4858. Expenses

15 Members of the board shall be compensated accord-
16 ing to the provisions of Title 5, chapter 379. Ex-
17 penses shall be paid by vouchers approved by the com-
18 missioner.

19 Sec. 243. 32 MRSA §4907, first ¶, as amended by
20 PL 1983, c. 553, §46, is further amended to read:

21 The State Board of Certification for Geologists
22 and Soil Scientists ~~is created and~~ as established by
23 Title 5, section 12004, subsection 1, shall adminis-
24 ter this chapter and its office shall be within the
25 Department of Business, Occupational and Professional
26 Regulation. The board shall consist of 7 members, 5
27 of whom shall be appointed by the Governor from the
28 following categories: One academic geologist; one in-
29 dependent consultant or salaried geologist; one inde-
30 pendent consultant or salaried soil scientist; one
31 other soil scientist and a representative of the pub-
32 lic. The 6th and 7th members shall be the State Soil
33 Scientist with the Maine Soil and Water Conservation
34 Commission, ex officio, and the State Geologist or
35 his designee, who shall be a geologist employed in
36 State Government, ex officio. No person, except the
37 representative of the public, shall be eligible for
38 appointment to the board unless certified under this
39 chapter.

40 Sec. 244. 32 MRSA §4907, sub-§3, as enacted by
41 PL 1973, c. 558, §1, is repealed and the following

1 enacted in its place:

2 3. Compensation. Each member of the board shall
3 be compensated according to the provisions of Title
4 5, chapter 379.

5 Sec. 245. 32 MRSA §5004, as amended by PL 1983,
6 c. 553, §46, is further amended to read:

7 §5004. State Board of Registration

8 A State Board of Registration for Professional
9 Foresters ~~is established~~ within the Department of
10 Business, Occupational and Professional Regulation,
11 ~~to~~ as established by Title 5, section 12004, subsec-
12 tion 1, shall administer the provisions of this chap-
13 ter. The board shall consist of 5 professional for-
14 esters and one public member who shall be selected
15 and appointed by the Governor, and the forester mem-
16 bers shall be qualified as required by section 5005.
17 Appointments shall be for 5-year terms, except that
18 no more than one forester member's term may expire in
19 any one calendar year and appointments for terms of
20 less than 5 years may be made in order to comply with
21 this limitation. Upon expiration of a member's term,
22 he shall serve until his successor is qualified and
23 appointed. The successor's term shall be 4 years
24 from the date of the expiration, regardless of the
25 date of his appointment. No person may be eligible
26 to serve more than 2 full consecutive terms, provided
27 that for this purpose only a period actually served
28 which exceeds 1/2 of the 5-year term shall be deemed
29 a full term.

30 Sec. 246. 32 MRSA §5006, as enacted by PL 1975,
31 c. 490, is repealed and the following enacted in its
32 place:

33 §5006. Compensation and expenses of board members

34 Members of the board shall be compensated accord-
35 ing to the provisions of Title 5, chapter 379.

36 Sec. 247. 32 MRSA §6010, first ¶, as repealed
37 and replaced by PL 1983, c. 413, §197, is amended to
38 read:

1 The Board of Examiners on Speech Pathology and
2 Audiology, as established by Title 5, section 12004,
3 subsection 1, shall consist of 7 members appointed by
4 the Governor. All members shall have been residents
5 of this State for at least one year immediately pre-
6 ceding their appointment. Two members shall have
7 been engaged full time in the practice of speech pa-
8 thology for at least one year immediately preceding
9 their appointment. Two members shall have been en-
10 gaged full time in the practice of audiology for at
11 least one year immediately preceding their appoint-
12 ment. All such professional members shall at all
13 times be holders of valid licenses for the practice
14 of speech pathology or audiology. The additional
15 members shall consist of a physician, licensed pursu-
16 ant to chapter 48, with specialized training in the
17 field of otolaryngology and of 2 representatives of
18 the public.

19 Sec. 248. 32 MRSA §6012, as enacted by PL 1975,
20 c. 705, §4, is repealed and the following enacted in
21 its place:

22 §6012. Expenses

23 Members of the board shall be compensated accord-
24 ing to the provisions of Title 5, chapter 379.

25 Sec. 249. 32 MRSA §6201, as amended by PL 1983,
26 c. 553, §46, is further amended to read:

27 §6201. Board of Registration of Substance Abuse
28 Counselors

29 ~~There is created and established the~~ The Board of
30 Registration of Substance Abuse Counselors within the
31 Department of Business, Occupational and Professional
32 Regulation ~~to~~ as established by Title 5, section
33 12004, subsection 1, shall carry out the purposes of
34 this chapter.

35 Sec. 250. 32 MRSA §6208-A, sub-§1, as enacted by
36 PL 1983, c. 413, §211, is amended to read:

37 1. Membership. The Board of Registration of
38 Substance Abuse Counselors, as established by Title
39 5, section 12004, subsection 1, shall consist of 9

1 members appointed by the Governor. Seven members
2 shall be registered substance abuse counselors. Two
3 members shall be nonproviders, one of whom shall be a
4 consumer.

5 Sec. 251. 32 MRSA §6211, as enacted by PL 1977,
6 c. 466, §2, is amended to read:

7 §6211. Compensation

8 Members of the board shall ~~receive no compensa-~~
9 ~~tion for their services as members of the board, but~~
10 ~~they shall be reimbursed for reasonable travel and~~
11 ~~incidental expenses incurred in carrying out this~~
12 ~~chapter, provided that such be compensated according~~
13 ~~to the provisions of Title 5, chapter 379, provided~~
14 ~~that expenses do not exceed the fees collected by the~~
15 ~~board. If the fees to be collected under this chapter~~
16 ~~are insufficient to pay the expenses provided by this~~
17 ~~section, the board members shall be entitled to a pro~~
18 ~~rata payment in any years in which such fees are in-~~
19 ~~sufficient.~~

20 Sec. 252. 32 MRSA §7026, first ¶, as amended by
21 PL 1983, c. 553, §46, is further amended to read:

22 The State Board of Social Worker Registration, as
23 established ~~in~~ by Title 5, section 12004, subsection
24 1, and within the Department of Business, Occupation-
25 al and Professional Regulation, shall administer this
26 chapter. The board shall consist of 8 members ap-
27 pointed by the Governor. Four members of the board
28 shall be certified social workers, 2 shall be regis-
29 tered social workers, one shall be an associate so-
30 cial worker and there shall be a public member. In
31 addition, board members shall meet the qualifications
32 required under section 7027.

33 Sec. 253. 32 MRSA §7028, as enacted by PL 1977,
34 c. 673, §3, is repealed and the following enacted in
35 its place:

36 §7028. Compensation and expenses

37 Compensation of members shall be in accordance
38 with the provisions of Title 5, chapter 379.

1 Sec. 254. 32 MRSA §9552, first ¶, as repealed
2 and replaced by PL 1983, c. 413, §232, is amended to
3 read:

4 The Board of Commercial Driver Education, as es-
5 tablished by Title 5, section 12004, subsection 1,
6 shall administer this chapter and shall be composed
7 of 5 members. The Governor shall appoint 4 members,
8 as follows: Two members shall be representatives of
9 Class A schools, as defined in section 9601; one
10 shall be a representative of Class B schools, as de-
11 fined in section 9601; and one member shall be a
12 public representative. The 5th member shall be the
13 Director of the Division of Motor Vehicles or his
14 designee. The term of office of each member shall be
15 4 years, except that, of the 3 school members on the
16 first board appointed under this subchapter, one
17 shall be appointed for 2 years and one shall be ap-
18 pointed for 3 years. Thereafter appointments shall
19 be for 4-year terms, except that no more than one
20 school member's term may expire in any one calendar
21 year and appointments for terms of less than 4 years
22 may be made in order to comply with this limitation.

23 Sec. 255. 32 MRSA §9554, as enacted by PL 1981,
24 c. 456, Pt. A, §113, is repealed and the following
25 enacted in its place:

26 §9554. Compensation and expenses of board members

27 Members of the board shall be compensated accord-
28 ing to the provisions of Title 5, chapter 379, except
29 that the public members shall be compensated for no
30 more than 4 days per calendar year.

31 Sec. 256. 34-A MRSA §1204, first ¶, as enacted
32 by PL 1983, c. 459, §6, is amended to read:

33 There is established the The Maine Correctional
34 Advisory Commission, as established by Title 5, sec-
35 tion 12004, subsection 10, is within the department.

36 Sec. 257. 34-A MRSA §1204, sub-§4. ¶A, as re-
37 pealed and replaced by PL 1983, c. 581, §§8 and 59,
38 is repealed and the following enacted in its place:

39 A. Each member of the commission shall be com-

1 pensated according to the provisions of Title 5,
2 chapter 379.

3 Sec. 258. 34-A MRSA §3002, sub-§1, as repealed
4 and replaced by PL 1983, c. 581, §§13 and 59, is
5 amended to read:

6 1. Appointment. The Governor shall appoint a
7 board of 5 visitors for each correctional facility
8 under the department, as authorized by Title 5, sec-
9 tion 12004, subsection 10.

10 A. The terms of the members of the boards of
11 visitors are for one year.

12 B. Members of the boards of visitors are eligi-
13 ble for reappointment at the expiration of their
14 terms.

15 C. No member of the Legislature may serve on any
16 board of visitors.

17 D. Each member of the boards of visitors may re-
18 ceive his actual and necessary expenses incurred
19 in the performance of duties pertaining to his
20 office shall be compensated according to the pro-
21 visions of Title 5, chapter 379.

22 Sec. 259. 34-A MRSA §5201, first ¶, as enacted
23 by PL 1983, c. 459, §6, is amended to read:

24 There is established, by Title 5, section 12004,
25 subsection 8 and within the Department of Correc-
26 tions, a State Parole Board consisting of 5 members.

27 Sec. 260. 34-A MRSA §5205, as amended by PL
28 1983, c. 581, §§54 and 59, is further amended to
29 read:

30 §5205. Expenses

31 The members of the board shall be paid \$50 per
32 day and necessary expenses for each day actually
33 spent in the work of the board compensated according
34 to the provisions of Title 5, chapter 379.

35 Sec. 261. 34-B MRSA §1209, sub-§1, as enacted by

1 PL 1983, c. 459, §7, is amended to read:

2 1. Establishment. The Governor, as authorized
3 by Title 5, section 12004, subsection 10, with the
4 advice of the commissioner, shall ~~establish~~ appoint a
5 Mental Health Advisory Council and appoint its mem-
6 bership.

7 Sec. 262. 34-B MRSA §1210, first ¶, as enacted
8 by PL 1983, c. 459, §7, is amended to read:

9 ~~There is established the The~~ The Maine Committee on
10 the Problems of the Mentally Retarded, as established
11 by Title 5, section 12004, subsection 10, shall be
12 appointed as follows;

13 Sec. 263. 34-B MRSA §1210, sub-§4, as enacted by
14 PL 1983, c. 459, §7, is repealed and the following
15 enacted in its place:

16 4. Compensation. Members of the committee shall
17 be compensated according to the provisions of Title
18 5, chapter 379.

19 Sec. 264. 34-B MRSA §1211, sub-§1, as enacted by
20 PL 1983, c. 459, §7, is amended to read:

21 1. Establishment. The Governor shall establish
22 a State Planning and Advisory Council on Developmen-
23 tal Disabilities, as authorized by Title 5, section
24 12004, subsection 10.

25 Sec. 265. 34-B MRSA §1403, sub-§1, as enacted by
26 PL 1983, c. 459, §7, is amended to read:

27 1. Appointment. The Governor shall appoint a
28 board of 5 visitors for each state institution under
29 the department, as authorized by Title 5, section
30 12004, subsection 10.

31 A. The term of the visitors is for one year.

32 B. Members of boards of visitors are eligible
33 for reappointment at the expiration of their
34 terms.

35 C. No member of the Legislature may serve on any

1 board of visitors.

2 D. Members of boards of visitors are ~~not enti-~~
3 ~~tled to compensation~~ shall be compensated accord-
4 ing to the provisions of Title 5, chapter 379.

5 Sec. 266. 36 MRSA §291, first ¶, as amended by
6 PL 1975, c. 545, §2, is further amended to read:

7 There is established a The Municipal Valuation
8 Appeals Board, as established by Title 5, section
9 12004, subsection 2, shall serve as an appeals board
10 to which a municipality may appeal from the Bureau of
11 Taxation's determination of equalized valuation or
12 minimum assessing standards when the municipality
13 feels aggrieved by such determination.

14 Sec. 267. 36 MRSA §293, as repealed and replaced
15 by PL 1969, c. 502, §3, is amended to read:

16 §293. Compensation

17 Members of the board shall receive \$50 a day for
18 their services for the time actually employed in the
19 discharge of their official duties and shall receive
20 their traveling and other necessary expenses be com-
21 pensated according to the provisions of Title 5,
22 chapter 379. The board may employ such part-time sec-
23 retarial assistance as they deem necessary for the
24 proper performance of records keeping pertaining to
25 the evidence and records of appeals as filed with the
26 board. There shall be made available in the State Of-
27 ice Building at Augusta, upon request of the chair-
28 man of the board, a hearing room with adequate facil-
29 ities for the purpose of hearing the appeals.

30 Sec. 268. 36 MRSA §486, sub-§1, as amended by PL
31 1975, c. 765, §7, is further amended to read:

32 1. Organization; meetings. The State Board of
33 Assessment Review, as established by Title 5, section
34 12004, subsection 2, shall consist of 15 members ap-
35 pointed by the Governor for a term of 3 years, except
36 for initial appointments which shall be 1/3 of the
37 membership for one year, 1/3 of the membership for 2
38 years and 1/3 of the membership for 3 years. Vacan-
39 cies on the board shall be filled for the remainder

1 of the unexpired term. The membership shall be di-
2 vided among attorneys, real estate brokers and citi-
3 zens.

4 The board shall annually elect a chairman and secre-
5 tary. The secretary need not be chosen from the mem-
6 bers of the board.

7 Sec. 269. 36 MRSA §486, sub-§8, as enacted by PL
8 1973, c. 620, §10, is amended to read:

9 8. Compensation. Board members serving on an
10 abatement appeal shall be entitled to \$50 per diem
11 and necessary expenses while in actual performance of
12 their duties compensated according to the provisions
13 of Title 5, chapter 379.

14 Sec. 270. 36 MRSA §584, as amended by PL 1975,
15 c. 771, §§400 and 401, is further amended to read:

16 §584. Advisory Council

17 There is established a The Forest Land Valuation
18 Advisory Council, as established by Title 5, section
19 12004, subsection 10, and hereinafter called the "Ad-
20 visory Council", which shall consist of the State Di-
21 rector of the Bureau of Forestry ex officio and 3
22 members, serving staggered 4-year terms, to be ap-
23 pointed by the Governor. One of these members shall
24 be a municipal officer; one shall be a forest land-
25 owner and one shall be a member of the general public
26 who shall have a background in economics. The initial
27 appointment of a municipal officer shall be for a
28 2-year period; the initial appointment of a forest
29 landowner shall be for a 3-year period; the initial
30 appointment of a member of the general public shall
31 be for a 4-year period. Thereafter, said appointees
32 shall be appointed to serve 4-year terms and, in the
33 event of the death or resignation of such an appoin-
34 tee, the Governor shall make an appointment to the
35 Advisory Council for the unexpired term. The members
36 of the Advisory Council shall receive no compensation
37 for their services, but said Advisory Council shall
38 be allowed actual expenses not to exceed \$2,000 for
39 each fiscal year. The Advisory Council shall render
40 to the State Tax Assessor information and advice con-
41 cerning the administration of the Maine Tree Growth

1 Tax Law. The Advisory Council shall hold a regular
2 meeting with the State Tax Assessor or his deputy in
3 February of each year, and special meetings at such
4 other times and places within the State as would seem
5 advisable. At the meeting held in February of each
6 year, the Advisory Council may elect one of its mem-
7 bers as chairman and one as vice-chairman.

8 Sec. 271. 36 MRSA §841-B, as amended by PL 1983,
9 c. 556, §17, is further amended to read:

10 §841-B. Land Classification Appeals Board; purpose,
11 composition

12 The Land Classification Appeals Board, as estab-
13 lished by Title 5, section 12004, subsection 2, is
14 established to hear appeals from decisions of municip-
15 al tax assessors, chief assessors and the State Tax
16 Assessor acting as assessor of the unorganized terri-
17 tory relating to the Maine Tree Growth Tax Law, the
18 Farm and Open Space Tax Law or the Forest Fire Sup-
19 pression Tax Law. The board shall be composed of 4
20 voting members: The Commissioner of Conservation or
21 his designee; the Commissioner of Agriculture, Food
22 and Rural Resources or his designee; the person who,
23 pursuant to section 584, is currently serving on the
24 Forest Land Valuation Advisory Council as the land-
25 owner member; and the person who, pursuant to section
26 584, is currently serving on the Forest Land Valua-
27 tion Advisory Council as the municipal officer. The
28 Commissioner of Finance and Administration or his
29 designee shall serve in an advisory capacity as a
30 nonvoting member and as chairman of the board. In the
31 case of a tie vote, the Commissioner of Finance and
32 Administration or his designee shall vote to break
33 the tie. The landowner member and the municipal offi-
34 cer shall be compensated by the Bureau of Taxation at
35 \$25 per day plus actual expenses according to the
36 provisions of Title 5, chapter 379. All other members
37 shall be compensated by the agency they represent for
38 actual expenses incurred in the performance of their
39 duties under this section.

40 Sec. 272. 36 MRSA §4312-B, sub-§§1 and 5, as en-
41 acted by PL 1979, c. 731, §19, are amended to read:

42 1. Established. ~~There shall be established a The~~

1 Maine Blueberry Commission ~~consisting~~, as established
2 by Title 5, section 12004, subsection 10, shall
3 consist of 5 members who shall be appointed by the
4 Commissioner of Agriculture, Food and Rural Re-
5 sources. Each member appointed to this commission
6 shall assume office on September 1st of the year ap-
7 pointed and shall serve for a term of 3 years or un-
8 til a successor is duly appointed and qualified, ex-
9 cept that when the commission is first organized un-
10 der this section, one member shall be appointed for a
11 term of one year; 2 members shall be appointed for a
12 term of 2 years; and 2 members shall be appointed for
13 a term of 3 years. To fill any vacancy, however
14 caused, the commissioner shall appoint a successor
15 for the duration of the unexpired term.

16 5. Compensation of commissioners. Members of the
17 commission shall be reimbursed for actual expenses
18 incurred in the performance of their duties but shall
19 receive no compensation for their services compen-
20 sated in accordance with Title 5, chapter 379.

21 Sec. 273. 36 MRSA §4503, first ¶, as repealed
22 and replaced by PL 1983, c. 573, §5, is amended to
23 read:

24 There is established the The Maine Dairy Promo-
25 tion Board, consisting as established by Title 5,
26 section 12004, subsection 9, shall consist of the
27 following 5 members: The Commissioner of Agricul-
28 ture, Food and Rural Resources or his designee, who
29 shall serve ex officio, and 4 producers.

30 Sec. 274. 36 MRSA §4503, 4th ¶, as enacted by PL
31 1983, c. 573, §5, is repealed and the following en-
32 acted in its place:

33 The appointed members shall be compensated ac-
34 ording to the provisions of Title 5, chapter 379.

35 Sec. 275. 36 MRSA §4523, first ¶, as repealed
36 and replaced by PL 1983, c. 573, §13, is amended to
37 read:

38 The Maine Dairy and Nutrition Council, as estab-
39 lished by Title 5, section 12004, subsection 9, with-
40 in the Department of Agriculture, Food and Rural Re-

1 sources, shall consist of the following 5 members:
2 Four producers and one dealer to be appointed by the
3 Commissioner of Agriculture, Food and Rural Resources
4 on recommendation of the various producer and dealer
5 associations, individuals or unorganized groups of
6 producers and dealers in this State.

7 Sec. 276. 36 MRSA §4523, last ¶, as enacted by
8 PL 1983, c. 573, §13, is amended to read:

9 Members of the council shall be allowed actual
10 traveling and other necessary expenses incurred in
11 the performance of their duties and each member shall
12 receive a per diem compensation for the time actually
13 spent in the performance of his duties, that compen-
14 sation to be determined by the Governor compensated
15 according to the provisions of Title 5, chapter 379.
16 The cost of administration of the council, including
17 expenses and compensation of members, shall not ex-
18 ceed the moneys collected under this chapter. The
19 council shall be furnished a suitable office in the
20 State Capitol together with all necessary equipment
21 and supplies therefor.

22 Sec. 277. 36 MRSA §4563, sub-§1, as amended by
23 PL 1979, c. 731, §19, is further amended to read:

24 1. Membership. The Maine Potato Commission, as
25 established by Title 5, section 12004, subsection 9,
26 shall consist of 7 members of whom 5 shall be grow-
27 ers, one shall be a processor and one shall be a
28 shipper, appointed by the Commissioner of Agricul-
29 ture, Food and Rural Resources in the following man-
30 ner.

31 A. The commissioner shall, prior to September
32 1st of any year in which a grower member or mem-
33 bers are to be appointed, appoint one grower mem-
34 ber for each of the appropriate districts from
35 nominations made in the following manner.

36 (1) Prior to July 1st of each year, the
37 Maine Potato Commission shall hold or cause
38 to be held in the affected district or dis-
39 tricts a meeting of growers for the purpose
40 of electing nominees for commission member-
41 ship.

1 (2) In arranging for the meetings, the com-
2 mission may, if it deems desirable, utilize
3 the services and facilities of existing or-
4 ganizations and agencies.

5 (3) At the meetings, 3 nominees shall be
6 elected for consideration by the commission-
7 er, provided that at least 30% of the grow-
8 ers in the district are present.

9 (4) The commission shall establish proce-
10 dures for holding the meetings and shall
11 certify to the commissioner that the nomina-
12 tions have been made in compliance with this
13 section and the procedures so established.

14 (5) The commission shall forward the nomi-
15 nations to the commissioner, in such manner
16 and form as he may prescribe, not later than
17 August 1st of each year.

18 (6) If nominations are not made within the
19 time and manner specified by this section,
20 the commissioner may, without regard to nom-
21 ination, appoint any qualified grower to
22 membership on the commission.

23 B. The commissioner shall, prior to September
24 1st of any year in which a processor member is to
25 be appointed and after consulting with the vari-
26 ous processor associations, individuals or unor-
27 ganized groups of processors in the State, ap-
28 point one processor member of the commission.

29 C. The commissioner shall, prior to September
30 1st of any year in which a shipper member is to
31 be appointed, appoint the shipper member of the
32 commission from nominations made in the following
33 manner.

34 (1) Prior to July 1st of any year in which
35 a shipper member is appointed, the Maine Po-
36 tato Commission shall hold or cause to be
37 held a meeting of agents, brokers and deal-
38 ers licensed under Title 7, chapter 103,
39 subchapter X, article 3, for the purpose of
40 electing nominees for commission membership.

- 1 (2) In arranging for the meeting, the com-
2 mission may, if it deems desirable, utilize
3 the services and facilities of existing or-
4 ganizations and agencies.
- 5 (3) At the meeting, 3 licensed agents, bro-
6 kers or dealers shall be elected for consid-
7 eration by the commissioner, provided that
8 at least 30% of the agents, brokers and
9 dealers holding valid licenses in the State
10 are present.
- 11 (4) The commission shall establish proced-
12 ures for holding the meeting, and shall
13 certify to the commissioner that the nomi-
14 nations have been made in compliance with this
15 section and the procedures so established.
- 16 (5) The commission shall forward the nomi-
17 nations to the commissioner, in such manner
18 and form as he may prescribe, not later than
19 August 1st of the year in which elections
20 are held.
- 21 (6) If nominations are not made within the
22 time and manner specified by this section,
23 the commissioner may, without regard to nom-
24 inations, appoint any licensed agent, broker
25 or dealer to membership on the commission.

26 Sec. 278. 36 MRSA §4563, sub-§4, as repealed and
27 replaced by PL 1971, c. 428, §1, is amended to read:

28 4. Officers. At their first meeting of any fis-
29 cal year commission members shall select both a
30 chairman and a vice-chairman from among their number.
31 Five members of the commission shall be necessary to
32 constitute a quorum and 4 concurring votes shall be
33 required to pass any motion or approve any commission
34 action. The members of the commission shall ~~serve~~
35 ~~without pay except the chairman, or vice-chairman~~
36 ~~when acting as chairman, who shall receive a per diem~~
37 ~~of \$25 when in the performance of his duties and all~~
38 ~~commissioners shall be reimbursed for expenses in-~~
39 ~~curring in the performance of their duties be compen-~~
40 ~~sated according to the provisions of Title 5, chapter~~
41 379.

1 Sec. 279. 36 MRSA §4571, sub-§1-A, ¶A, as en-
2 acted by PL 1977, c. 653, §1, is amended to read:

3 A. The Legislature finds and declares that the
4 activities of the Maine Potato Council are of
5 great benefit to the Maine economy and to the
6 health and welfare of Maine citizens. The Legis-
7 lature further finds that public support for the
8 activities of the Maine Potato Council work, in
9 promotion of Maine potatoes and improvement of
10 potato industry practices, will benefit Maine
11 citizens and the Maine economy. Therefore, the
12 Legislature finds that use of a portion of the
13 potato tax proceeds to support the Maine Potato
14 Council, authorized by Title 5, section 12004,
15 subsection 9, is an expenditure in the public in-
16 terest.

17 Sec. 280. 36 MRSA §4693, first ¶, as amended by
18 PL 1981, c. 71, §1, is further amended to read:

19 The Maine Sardine Council, as ~~heretofore~~ estab-
20 lished by Title 5, section 12004, subsection 9, shall
21 consist of not more than 9 nor less than 7 members to
22 be appointed by the Commissioner of Marine Resources.
23 Fifty-one percent of the members of the council shall
24 constitute a quorum and the affirmative vote of at
25 least 51% of the members shall be necessary for the
26 transaction of all business and the carrying out of
27 the duties of the council. The members shall be
28 practical sardine packers, operating within the
29 State, who shall have been actively engaged in pack-
30 ing sardines for not less than 2 years and each shall
31 be so actively engaged during his continuance in of-
32 fice. A person shall be considered actively engaged
33 in packing sardines if he has during the period de-
34 rived a substantial portion of his income therefrom,
35 or has been the directing or managing head of an en-
36 tity that derives a substantial portion of its income
37 from packing sardines.

38 Sec. 281. 36 MRSA §4693, 3rd ¶, as amended by PL
39 1979, c. 731, §17, is further amended to read:

40 The members of the council shall ~~serve without~~
41 ~~compensation but shall be reimbursed for expenses in-~~
42 ~~curring in the performance of their duties~~ be compen-

1 sated according to the provisions of Title 5, chapter
2 379. They are authorized to select and employ an ex-
3 ecutive director-advertising and merchandising manag-
4 er to administer the advertising, merchandising, re-
5 search and development program, in concurrence with
6 the Commissioner of Marine Resources, and fix his
7 salary. The council is authorized to consult with
8 the Commissioner of Agriculture, Food and Rural Re-
9 sources consistent with Title 32, chapter 61. The
10 executive director, with the consent of the council,
11 is authorized, subject to the Personnel Law, to en-
12 gage sufficient clerical personnel and other employ-
13 ees for the efficient performance of his duties.

14 Sec. 282. 37-A MRSA §56-A, sub-§1, as enacted by
15 PL 1983, c. 516, §1, is amended to read:

16 1. Commission. The Citizens' Civil Emergency
17 Commission, is established by Title 5, section 12004,
18 subsection 10, shall serve as follows.

19 A. The commission shall consist of 9 members who
20 shall serve 2-year terms. Seven members shall be
21 appointed by the Governor. One member shall be
22 appointed by the President of the Senate and one
23 member shall be appointed by the Speaker of the
24 House of Representatives. The member appointed
25 by the President of the Senate shall be a member
26 of the Senate. The member appointed by the Speak-
27 er of the House of Representatives shall be a
28 member of the House of Representatives. Each
29 member shall be a Maine resident. Members of the
30 commission shall select a chairman from among
31 themselves by a majority vote.

32 B. Commission members shall be compensated ~~for~~
33 ~~travel expenses to and from all commission meet-~~
34 ~~ings and hearings at the same rate as state~~
35 ~~employees according to the provisions of Title 5,~~
36 ~~chapter 379.~~

37 C. The commission shall review civil protection
38 plans designated to deal with nuclear weapons
39 hazards, hold public hearings as required by sub-
40 section 2, monitor the development and implemen-
41 tation of nuclear civil protection plans, encour-
42 age public discussion of the plans and report its

1 findings and recommendations to the Governor, the
2 Legislature, appropriate counties and municipali-
3 ties and other interested parties.

4 Sec. 283. 37-A MRSA §124, sub-§1, as repealed
5 and replaced by PL 1983, c. 472, §1, is amended to
6 read:

7 1. Created. There is created a The Radiological
8 Emergency Preparedness Committee, as established by
9 Title 5, section 12004, subsection 10, shall be com-
10 posed of 7 voting members as listed in this subsec-
11 tion. The duties of the committee shall be purely ad-
12 visory. Members from state agencies shall serve ex
13 officio:

14 A. The director of Civil Emergency Preparedness,
15 or his designee, who shall act as chairman;

16 B. The Director of Health Engineering, or his
17 designee;

18 C. The Commissioner of Public Safety, or his
19 designee;

20 D. Three public members, one designated by the
21 Governor, one designated by the President of the
22 Senate and one designated by the Speaker of the
23 House of Representatives; and

24 E. The license holder for a particular nuclear
25 power plant, or his designee, shall serve on the
26 committee for matters relating to emergency plan-
27 ning for that plant.

28 Sec. 284. 37-A MRSA §124, sub-§5, as repealed
29 and replaced by PL 1983, c. 472, §3, is repealed and
30 the following enacted in its place:

31 5. Compensation. Members shall be compensated
32 according to the provisions of Title 5, chapter 379.

33 Sec. 285. 37-B MRSA §603, as enacted by PL 1983,
34 c. 460, §3, is amended to read:

35 §603. Board of trustees

1 The administration of the home is vested in the
2 Board of Trustees of the Maine Veterans' Home, as au-
3 thorized by Title 5, section 12004, subsection 8.
4 The board shall consist of 9 members, one of whom
5 shall be the Director of the Bureau of Veterans'
6 Services, ex officio, who shall serve without term.
7 The Governor shall appoint the remaining trustees,
8 who shall be honorably discharged war veterans. One
9 member shall be appointed from and shall represent
10 each of the largest veterans' organizations, not ex-
11 ceeding 5, which are nationally chartered and have a
12 department in Maine. The remaining members shall be
13 appointed at large and shall serve staggered 3-year
14 terms. In the event of a vacancy, the successor
15 shall be appointed to complete the unexpired term.
16 Each trustee shall continue to hold office until his
17 successor is appointed and qualified.

18 Sec. 286. 37-B MRSA §605, as enacted by PL 1983,
19 c. 460, §3, is repealed and the following enacted in
20 its place:

21 §605. Compensation of the board

22 Trustees shall be compensated according to the
23 provisions of Title 5, chapter 379.

24 Sec. 287. 37-B MRSA §954, sub-§1, as enacted by
25 PL 1983, c. 460, §3, is amended to read:

26 1. Created. There is created a The Radiological
27 Emergency Preparedness Committee, as established by
28 Title 5, section 12004, subsection 10, shall be com-
29 posed of the following people or their designees:

30 A. The Director of Civil Emergency Preparedness,
31 ex officio, who shall act as chairman;

32 B. The Commissioner of Public Safety, ex offi-
33 cio;

34 C. The Director of Health Engineering, ex offi-
35 cio; and

36 D. Each license holder as a nonvoting member.

37 Sec. 288. 38 MRSA §89, as amended by PL 1975, c.

1 771, §415, is further amended to read:

2 §89. Pilotage commission

3 There is created a The Penobscot Bay and River
4 Pilotage Commission consisting, as established by
5 Title 5, section 12004, subsection 1, shall consist
6 of 3 members appointed by the Governor, one of whom
7 shall be a licensed pilot of the Penobscot Bay and
8 River Pilots Association, one of whom shall represent
9 the marine interest of Penobscot Bay and River indus-
10 try, and one, with a marine background, who shall
11 represent the public. During the first year that
12 sections 85 to 105 shall become law, the Governor
13 shall appoint one member to serve through December
14 31st of that same year, another member to serve
15 through December 31st of the following year, and an-
16 other member to serve through December 31st of the
17 3rd full year after sections 85 to 105 shall become
18 law, or until their successors shall be appointed and
19 qualified. Starting with the year sections 85 to 105
20 become law, in the month of December annually, the
21 Governor shall appoint a member to hold office from
22 the first day of January to the 31st day of December
23 in the 3rd year of his appointment, each member
24 thereby serving for a term of 3 years or until his
25 successor shall be appointed and qualified. The mem-
26 bers appointed by the Governor initially who will
27 serve less than 3 full-year terms will do so only for
28 the purpose of establishing a rotating basis for ap-
29 pointments to the commission. Any vacancy which may
30 occur in said commission shall be filled by the Gov-
31 ernor, as in the case of an original appointment, for
32 the remainder of the unexpired term. Any member shall
33 be eligible to succeed himself. The members of ~~said~~
34 the commission shall receive no compensation be com-
35 pensated according to the provisions of Title 5,
36 chapter 379.

37 Sec. 289. 38 MRSA §341, first ¶, as amended by
38 PL 1977, c. 78, §202, is further amended to read:

39 The Department of Environmental Protection, as
40 heretofore established and hereinafter called "the
41 department", shall protect and improve the quality of
42 our natural environment and the resources which con-
43 stitute it and shall enhance the public's opportunity

1 to enjoy the environment by directing growth and de-
2 velopment which will preserve for all time an
3 ecologically sound and aesthetically pleasing envi-
4 ronment. The department shall consist of the Board of
5 Environmental Protection, established by Title 5,
6 section 12004, subsection 5, which is the successor
7 of the Environmental Improvement Commission, and of a
8 Commissioner of Environmental Protection, hereafter
9 in this Title called "commissioner," who shall be ap-
10 pointed by the Governor, subject to review by the
11 Joint Standing Committee on Natural Resources and to
12 confirmation by the Legislature and who shall serve
13 at the pleasure of the Governor.

14 Sec. 290. 38 MRSA §361, first ¶, as amended by
15 PL 1983, c. 483, §4, is further amended to read:

16 The Board of Environmental Protection, as estab-
17 lished by Title 5, section 12004, subsection 5, and
18 in this subchapter called the "board," shall consist
19 of 10 members appointed by the Governor, subject to
20 review by the joint standing committee of the Legis-
21 lature having jurisdiction over energy and natural
22 resources and to confirmation by the Legislature.
23 Members of the board shall be chosen to represent the
24 broadest possible interest and experience which can
25 be brought to bear in the implementation of this Ti-
26 tle and all other laws which the board is charged
27 with the duty of administering. The members shall be
28 appointed for a term of 4 years and until their suc-
29 cessors are appointed and duly qualified. The Gover-
30 nor shall appoint one member to serve as chairman.

31 Sec. 291. 38 MRSA §361, 2nd ¶, as amended by PL
32 1975, c. 614, §1, is repealed and the following en-
33 acted in its place:

34 The members appointed by the Governor shall be
35 compensated according to the provisions of Title 5,
36 chapter 379.

37 Sec. 292. 38 MRSA §532, as amended by PL 1975,
38 c. 771, §421, is further amended to read:

39 §532. Commissioners; appointment

40 There shall be 5 members, hereinafter in this

1 subchapter called Commissioners of the New England
2 Interstate Water Pollution Control Commission from
3 the State of Maine, as authorized by Title 5, section
4 12004, subsection 12. One commissioner shall be the
5 Commissioner of the Department of Human Services and
6 one the Chairman of the Maine Board of Environmental
7 Protection. The term of any such commissioner shall
8 terminate at the time he ceases to hold said state
9 office and his successor in that office shall be his
10 successor as commissioner on this commission. The
11 Governor shall appoint 3 more commissioners who shall
12 be citizens of the State, one to represent municipal
13 interests, one to represent industrial interests and
14 one to represent the public generally. The term of
15 the last 3 said commissioners shall be for a period
16 of 3 years and he shall hold office until his succes-
17 sor shall be appointed and qualified. The terms of
18 each of the initial 5 members shall begin at the date
19 of the appointment, provided the said compact shall
20 then have been executed by the Governor of this State
21 as prescribed in section 531; otherwise they shall
22 begin upon the effective date of the compact in ac-
23 cordance with section 537.

24 Any commissioner may be removed from office by
25 the Governor upon charges and after a hearing.

26 Sec. 293. 38 MRSA §951, last ¶, as enacted by PL
27 1979, c. 459, §1, is amended to read:

28 In view of the dangers of intensive and poorly
29 planned development, it is the purpose of this chap-
30 ter to preserve existing water quality, prevent the
31 diminution of water supplies, to control erosion, to
32 protect fish and wildlife populations, to prevent un-
33 due extremes of flood and drought, to limit the loss
34 of life and damage to property from periodic floods;
35 to preserve the scenic, rural and unspoiled character
36 of the lands adjacent to these rivers; to prevent ob-
37 structions to navigation; to prevent overcrowding; to
38 avoid the mixture of incompatible uses; to protect
39 those areas of exceptional scenic, historic, archaeo-
40 logical, scientific and educational importance; and
41 to protect the public health, safety and general wel-
42 fare by establishing the Saco River Corridor, autho-
43 ri- zed by Title 5, section 12004, subsection 8, and by
44 regulating the use of land and water within this ar-

1 ea.

2 Sec. 294. 38 MRSA §954, first ¶, as enacted by
3 PL 1979, c. 459, §1, is amended to read:

4 To carry out the purpose stated in section 951,
5 ~~there is hereby created~~ the Saco River Corridor Com-
6 mission, as established by Title 5, section 12004,
7 subsection 8, shall hereafter in this chapter be
8 called the "commission." The commission is charged
9 with implementing this chapter within the Saco River
10 Corridor and shall have and exercise all the powers
11 and authorities necessary to carry out the purposes
12 of this chapter and the powers and authorities
13 granted herein. The commission shall consist of one
14 member and one alternate from each municipality whose
15 jurisdiction includes lands or bodies of water encom-
16 passed by the Saco River Corridor. Members and alter-
17 nates shall not be personally liable for the official
18 acts of the commission.

19 Sec. 295. 38 MRSA §954-A, first ¶, as enacted by
20 PL 1979, c. 459, §1, is amended to read:

21 The commission shall elect annually, from its own
22 membership, a chairman and secretary and such other
23 officers as it deems necessary. Meetings shall be
24 held at the call of the chairman or at the call of
25 more than 1/2 of the membership. The meetings shall
26 be held no less frequently than 8 times a year. The
27 minutes of all proceedings of the commission shall be
28 a public record available and on file in the office
29 of the commission. Members of the commission ~~shall~~
30 ~~not be paid a salary, but may be reimbursed for ex-~~
31 ~~penses incurred in carrying out their~~
32 ~~responsibilities~~ be compensated according to the pro-
33 visions of Title 5, chapter 379.

34 Sec. 296. 38 MRSA §1476, sub-§1, as reallocated
35 by PL 1983, c. 381, §5, is amended to read:

36 1. Establishment. There is established a The
37 Low-level Waste Siting Commission, established by Ti-
38 tle 5, section 12004, subsection 10, shall hereafter
39 be referred to as the "commission."

40 Sec. 297. 38 MRSA §1476, sub-§5, as reallocated

1 by PL 1983, c. 381, §5, is amended to read:

2 5. Compensation. Members, except state employ-
3 ees, shall ~~receive reimbursement for the necessary~~
4 ~~actual expenses incurred in carrying out their duties~~
5 ~~be compensated according to the provisions of Title~~
6 ~~5, chapter 379.~~

7 Sec. 298. P&SL 1937, c. 18, §1, that part relat-
8 ing to "ARTICLE III", first sentence, is amended to
9 read:

10 The Authority shall consist of 6 members, 3 residents
11 of the state of New Hampshire and 3 residents of the
12 State of Maine, as authorized by the Revised Stat-
13 utes, Title 5, section 12004, subsection 12.

14 Sec. 299. P&SL 1949, c. 75, §2, first sentence
15 is amended to read:

16 In pursuance of Article III of said compact, there
17 shall be 3 members, hereinafter called commissioners,
18 of the Northeastern Forest Fire Protection Commis-
19 sion, hereinafter called Commission, from the State
20 of Maine, as authorized by the Revised Statutes, Ti-
21 tle 5, section 12004, subsection 12.

22 Sec. 300. P&SL 1973, c. 126, §1, first sentence,
23 as amended by P&SL 1975, c. 14, §1, is further
24 amended to read:

25 A special commission, as authorized by the Revised
26 Statutes, Title 5, section 12004, subsection 10,
27 shall be constituted and appointed to supervise the
28 preparation, in final legislative draft form, of a
29 proposed Probate Code for the State of Maine, such
30 proposed code to be presented to the special session of
31 the 107th Legislature or the regular session of
32 the 108th Legislature.

33 Sec. 301. P&SL 1973, c. 126, §5 is repealed and
34 the following enacted in its place:

35 Sec. 5. Reimbursement of expenses. The members
36 of the commission shall be compensated in accordance
37 with the Revised Statutes, Title 5, chapter 379.

1 Sec. 302. Allocation. The following funds are
 2 allocated from the General Fund to carry out the pur-
 3 poses of this Act.

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5 AGRICULTURE, FOOD AND RURAL RESOURCES,
 6 DEPARTMENT OF

7 Harness Racing Commission
 8 Personal Services (\$1,125)
 9 Reduces funds for per diem for
 10 members.

 11 Bureau of Public Services
 12 Personal Services (1,350)
 13 Reduces funds for per diem for
 14 members of the Animal Welfare
 15 Board.

 16 Total (\$2,475)

17 CONSERVATION, DEPARTMENT OF

18 Maine Land Use Regulation Commission
 19 Personal Services (\$ 840)
 20 Reduces funds for per diem for
 21 commissioners

 22 Total (\$ 840)

23 CORRECTIONS, DEPARTMENT OF

24 Department of Corrections, Administration
 25 Personal Services (\$ 215)
 26 Reduces funds for per diem for
 27 members of the Correctional Ad-
 28 visory Commission.

 29 State Parole Board
 30 Personal Services (3,600)
 31 Reduces funds for per diem for
 32 members.

 33 Total (\$3,815)

34 ENVIRONMENTAL PROTECTION, DEPARTMENT OF

| | | |
|----|---|--------------------|
| 1 | Environmental Protection, Administration | |
| 2 | Personal Services | (<u>\$3,125</u>) |
| 3 | Reduces funds for per diem mem- | |
| 4 | ber of the Board of Environmen- | |
| 5 | tal Protection. | |
| 6 | Total | (\$3,125) |
| 7 | <u>FINANCE AUTHORITY OF MAINE</u> | |
| 8 | Natural Resource Finance and Marketing Agency | |
| 9 | Personal Services | (<u>\$ 480</u>) |
| 10 | Reduces funds for per diem for | |
| 11 | members of the Natural Resources | |
| 12 | Finance and Marketing Board. | |
| 13 | Total | (\$ 480) |
| 14 | <u>SECRETARY OF STATE, DEPARTMENT OF</u> | |
| 15 | Secretary of State, Administration | |
| 16 | All Other | \$ 800 |
| 17 | Capital Expenditures | <u>350</u> |
| 18 | Provides funds for gathering and | |
| 19 | compiling information required | |
| 20 | by this Act. | |
| 21 | Total | \$1,150 |
| 22 | TOTAL ALLOCATIONS | (\$9,585) |

23 FISCAL NOTE

24 This new draft reduces expenses for per diem com-
25 pensation in various dedicated funds not allocated by
26 the Legislature.

27 STATEMENT OF FACT

28 This new draft revises the original bill by:

- 29 1. Redefining the term, "board," and excluding
30 specific types of boards such as boards established

1 exclusively by executive order or established exclu-
2 sively pursuant to federal law;

3 2. Redefining the term, "expenses," and the pur-
4 poses for which expenses may be paid.

5 A. Members of boards authorized to receive ex-
6 penses will be entitled to a rate not to exceed
7 the rate normally paid to state employees in the
8 performance of work for the board;

9 3. Redefining the purposes for which per diem
10 may be paid to include attendance at hearings, meet-
11 ings of the board and meetings with advisory groups;
12 activities necessary to achieve the statutory objec-
13 tives of the board; and for mandatory training;

14 4. Establishing a new classification of boards
15 which are independent organizations established to
16 evaluate a department, department or agency policies
17 and to report findings to the Executive Department
18 and the Legislature;

19 5. Revising the policy of per diem payment for
20 advisory boards to allow a rate of payment not to ex-
21 ceed \$25 per day; and

22 6. Removing the requirement that a synopsis of
23 the minutes of each board meeting be included in each
24 board's annual report to the Secretary of State.

25

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