

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

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Legislative Document

No. 71

H.P. 50

House of Representatives, February 2, 1989

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative LAPOINTE of Auburn.

Cosponsored by Representative JALBERT of Lisbon and Representative TRACY of Rome.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-NINE

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An Act to Establish the Position of County Administrator for  
Androscoggin County.

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

3 **Sec. 1. 30-A MRSA §83** is enacted to read:

5 **§83. Androscoggin County administrator**

7 **1. Appointment; qualifications.** Notwithstanding section  
82, the Androscoggin County commissioners and county legislative  
9 delegation, by majority vote, shall appoint a county  
11 administrator for the county of Androscoggin. The county  
13 administrator shall be chosen solely on the basis of executive  
and administrative qualifications with special reference to the  
15 actual experience in, or knowledge of, the duties of the office  
as set forth in the policies established by the board of county  
commissioners and by law.

17 **A.** At the time of appointment, the county administrator  
need not be a resident of the county, but, while in office,  
19 the county administrator may reside outside the county only  
with the county commissioners' approval.

21 **B.** A county administrator may not hold any other elective  
23 or appointed county office, except as provided in this  
section.

25 **2. Compensation; tenure of office.** The county  
27 commissioners and the county legislative delegation shall  
determine the compensation of the county administrator. Funds  
29 for the hiring of the county administrator shall be appropriated  
from the county budget. The county administrator shall hold  
31 office for an indefinite term unless otherwise specified by  
contract. The county commissioners may, for cause, remove or  
33 suspend the county administrator in accordance with the procedure  
for removing or suspending a town manager under section 2633. In  
35 the absence or during the disability of the county administrator,  
the county commissioners and county legislative delegation may  
37 appoint an official of the county to perform the administrator's  
duties.

39 **3. Duties.** The county administrator is the chief  
41 administrative official of Androscoggin County and has all the  
duties as set out in section 82, subsection 3. Notwithstanding  
43 articles 5 and 6, the county administrator shall have all the  
powers and duties otherwise belonging to the county commissioners.

45 **4. County budget.** The procedures for the preparation of  
47 tax estimates and authorization of appropriations for  
Androscoggin County shall be as set out in sections 701 and 702,  
49 except that the county administrator has the powers and duties  
otherwise belonging to the county commissioners.

51 **5. County commissioners' compensation.** Notwithstanding  
53 section 2, the county commissioners shall forego the annual

1 salary otherwise due them and shall receive only \$75 each for  
2 each meeting attended and reimbursement for travel at the same  
3 rate established for state employees.

5 Sec. 2. 30-A MRSA §101-A is enacted to read:

7 **§101-A. Androscoggin County**

9 The county administrator for Androscoggin County shall have  
10 all the powers and duties otherwise belonging to county  
11 commissioners under this subchapter. The county commissioners  
12 for Androscoggin County shall advise and make recommendations to  
13 the county administrator when requested by the county  
14 administrator.

15 Sec. 3. 30-A MRSA c. 3, sub-c. I, art. 2, as enacted by PL 1987, c.  
16 737, Pt. A, §2, is repealed.

19

20 STATEMENT OF FACT

21

22 The purpose of this bill is to require the establishment of  
23 a county administrator position in Androscoggin County. Under  
24 this bill, the county commissioners will serve to advise and to  
25 make recommendations to the county administrator. As chief  
26 administrative official of Androscoggin County, the county  
27 administrator will assume most of the duties currently performed  
28 by the commissioners.

29

30 Since this bill repeals the provisions which established the  
31 Androscoggin budget committee, the county administrator will also  
32 undertake the preparation of tax estimates and the county budget  
33 to be sent for legislative approval pursuant to the procedures in  
the Maine Revised Statutes, Title 30-A, sections 701 and 702.