

# MAINE STATE LEGISLATURE

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# 119th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1999

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Legislative Document

No. 482

S.P. 162

In Senate, January 14, 1999

### An Act Concerning County Treasurers.

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator FERGUSON of Oxford.  
Cosponsored by Senators: LaFOUNTAIN of York, PENDLETON of Cumberland,  
Representatives: GAGNE of Buckfield, HEIDRICH of Oxford.

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

4 **Sec. 1. 30-A MRSA §2, sub-§1-B, ¶¶A and B,** as repealed and  
replaced by PL 1997, c. 721, §1 and affected by §2, are amended  
to read:

6 A. Androscoggin County:

8 (1) Commissioners

10 (a) Chair \$6,536

12 (b) Members 5,595

14 ~~(2) -- Treasurer 21,007~~

16 (3) Sheriff 33,455

18 (4) Judge of Probate 12,689

20 (5) Register of Probate 10,712

22 (6) Register of Deeds 27,495

24 B. Kennebec County:

26 (1) Commissioners

28 (a) Chair \$7,587

30 (b) Members 7,154

32 ~~(2) -- Treasurer 9,452~~

34 (3) Sheriff 40,170

36 (4) Judge of Probate 20,131

38 (5) Register of Probate 25,410

40 (6) Register of Deeds 27,391

42 **Sec. 2. 30-A MRSA §151,** as amended by PL 1995, c. 683, §5, is  
44 repealed.

46 **Sec. 3. 30-A MRSA §152,** as amended by PL 1989, c. 104, Pt. C,  
48 §§8 and 10, is repealed.

2           **Sec. 4. 30-A MRSA §153**, as amended by PL 1989, c. 104, Pt. C,  
§§8 and 10, is further amended to read:

4           **§153. Bond required**

6           The person ~~elected~~ appointed under section ~~152~~ 157 and  
8           accepting the office of county treasurer shall give bond to the  
county for the faithful discharge of duties in the sum ordered by  
10          the commissioners and with such sureties as they approve in  
writing on the bond.

12          **Sec. 5. 30-A MRSA §154**, as amended by PL 1989, c. 104, Pt. C,  
§§8 and 10, is further amended to read:

14          **§154. Salaries**

16          County treasurers shall receive annual salaries as ~~set-forth~~  
18          ~~in---section---~~ established and approved by the county  
commissioners. The deputy treasurer shall receive an annual  
20          salary as established by the treasurer and approved by the county  
commissioners.

22          **Sec. 6. 30-A MRSA §156**, as amended by PL 1989, c. 104, Pt. C,  
24          §§8 and 10, is repealed.

26          **Sec. 7. 30-A MRSA §157** is enacted to read:

28          **§157. Appointment of county treasurer**

30          **1. County commissioners to appoint.** The county commissioners  
shall appoint a county treasurer.

32          **2. Term.** The appointed treasurer serves at the will of the  
34          county commissioners.

36          **3. Qualifications.** The county commissioners shall set the  
professional standards and minimum qualifications for appointed  
38          county treasurers. The county commissioners may adopt standards  
or qualifications recommended by a nationally recognized  
40          organization of public sector financial officers. The person  
appointed treasurer by the county commissioners must meet these  
42          minimum qualifications.

44          **Sec. 8. 30-A MRSA §161**, as amended by PL 1989, c. 104, Pt. C,  
§§8 and 10, is further amended to read:

46          **§161. Deputy treasurers; duties**

48          Each county treasurer may appoint a deputy treasurer for  
50          their the county, subject to the requirements of section 501.

2 The deputy treasurer shall assist the treasurer in performing the  
3 duties of the treasurer's office. The deputy treasurer shall  
4 give bond to the county for the faithful discharge of duties in  
5 the sum ordered by the county commissioners and with such  
6 sureties as they approve in writing on the bond, the premium of  
7 the bond to be met by the county. The deputy treasurer shall act  
8 as treasurer in the event of a vacancy until a treasurer is  
chosen and qualified under section ~~151~~ 157.

10 **Sec. 9. 30-A MRSA §162**, as amended by PL 1989, c. 104, Pt. C,  
11 §§8 and 10, is further amended to read:

12 **§162. Acting treasurer**

13 If the offices of county treasurer and deputy treasurer are  
14 both vacant, the county commissioners shall appoint ~~a-provisional~~  
15 an acting treasurer who shall serve until a treasurer is chosen  
16 and qualified under section ~~151~~ 157. The ~~provisional~~ acting  
17 treasurer has all the authority granted to treasurers under this  
18 subchapter and is subject to all the requirements of this  
19 subchapter.

22 **Sec. 10. 30-A MRSA §1352, sub-§1, ¶C**, as amended by PL 1989,  
23 c. 104, Pt. C, §§8 and 10, is further amended to read:

24 C. Chapter 1, subchapter III, sections ~~151~~ 153 to 162;

25 **Sec. 11. Implementation of this Act.**

26 **1. Effective date of appointments.** After the effective  
27 date of this Act and upon receipt of the minimum qualifications  
28 established by the county commissioners, the county commissioners  
29 may appoint a county treasurer, except that the elected county  
30 treasurer will complete the remainder of the elected treasurer's  
31 term of office.

32 **2. Additional term.** Any elected county treasurer, who meets  
33 the minimum qualifications established under the Maine Revised  
34 Statutes, Title 30-A, section 157, subsection 3, must be  
35 appointed by the county commissioners for a minimum of one  
36 additional 4-year term.

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## SUMMARY

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This bill abolishes the position of elected county treasurer and requires that county commissioners appoint a county treasurer at the completion of the elected treasurer's term of office.

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