

MAINE STATE LEGISLATURE

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E I G H T Y - E I G H T H L E G I S L A T U R E

Legislative Document

No. 736

S. P. 395

In Senate, February 18, 1937.

Referred to Committee on Legal Affairs. Sent down for concurrence and 500 copies ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Fortin of Androscoggin.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-SEVEN

AN ACT Relating to the Fire Department of the City of Lewiston.

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

Sec. 1. P. & S. L., 1921, c. 142, §§ 1, 2, 12, amended. Sections 1, 2 and 12 of chapter 142 of the private and special laws of 1921 are hereby amended to read as follows:

'Sec. 1. Board of fire commissioners created and salary fixed. The fire department of the city of Lewiston shall hereafter be under the charge of ~~one~~ 3 fire commissioners, who shall receive an annual salary of ~~twelve hundred dollars~~ \$200 each.'

'Sec. 2. Appointment; tenure; removal. Said fire commissioners shall be appointed by the mayor of said city without confirmation by the board of aldermen. Said appointments shall be made within 1 month after this act goes into effect. ~~He shall hold his office for a term of five years~~ **They shall hold office, 1 for a term of 3 years, 1 for a term of 2 years, and 1 for a term of 1 year, and thereafter each appointee shall serve for a term of 3 years, and they shall not be removed from said office during said term except for cause. Two of the commissioners shall be members of the party that cast the largest number of votes for mayor at the preceding city elec-**

tion, and the other commissioner shall be a member of the party casting the next largest number of votes at said election. Proceedings for ~~his~~ their removal shall be brought on petition of a majority of the city council and shall be heard by a justice of the supreme judicial or superior court, before whom such petition shall be returnable and whose decision upon the question of removal shall be final.'

'Sec. 12. Vacancy, how filled. In case of any vacancy in the office of fire commissioner, caused by death, resignation, removal or otherwise, the mayor of said city shall appoint a successor who shall serve for ~~a like term of five years~~ the remainder of the unexpired term unless sooner removed for cause.'

Sec. 2. P. & S. L., 1921, c. 142, amended. Wherever in chapter 142 of the private and special laws of 1921 the fire commissioner is authorized to perform certain duties, the new board of fire commissioners shall perform the same duties by authority of a $\frac{2}{3}$ vote of said commission.

Sec. 3. Amending clause. All acts or parts of acts inconsistent herewith are hereby repealed or amended to conform to the provisions herein.