

# MAINE STATE LEGISLATURE

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

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**Legislative Document**

**No. 874**

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S. P. 318

In Senate, February 14, 1947

Transmitted by revisor of statutes pursuant to joint order

Referred to the Committee on Legal Affairs, sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Boucher of Androscoggin.

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**STATE OF MAINE**

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-SEVEN

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**AN ACT Amending the Charter of the City of Lewiston.**

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**Emergency preamble.** Whereas, by legislative act the present existing salaries of the various police officials and police officers of the city of Lewiston shall continue in effect only until March 31, 1947; and

Whereas, after March 31, 1947, the salaries of said police officials and police officers shall be reduced to the salary scale in force when chapter 8 of the private and special laws, 1939, became in force, with amendments thereto; and

Whereas, a reduction in salaries in the police department of the city of Lewiston would be detrimental to the efficiency and morale of the said police department; and

Whereas, it is recognized that it is vital for the welfare of the state and of the community to maintain the efficiency and morale of the police department; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of article XXXI of the constitution

of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, Be it enacted by the People of the State of Maine, as follows:

**Sec. 1. P. & S. L., 1939, c. 8, Art. XI, § 11, amended.** Section 11 of article XI of chapter 8 of the private and special laws of 1939, as amended by section 1 of chapter 45 of the private and special laws of 1941, and as amended by section 7 of chapter 86 of the private and special laws of 1943, and as amended by section 1 of chapter 64 of the private and special laws of 1945, is hereby further amended to read as follows:

**'Sec. 11. Police matron.** A police matron shall be appointed by the police commission and hold such office until retired or removed as provided for by law, and whose duties and powers in general shall be similar to that of a patrolman. She shall be entitled to a vacation of 2 weeks in each calendar year at such time as may be appointed by the chief of police, with pay. The salary of said police matron shall be fixed ~~at \$1,400 per annum payable in equal weekly installments~~ by the ~~city treasurer~~ **police commission, subject to the approval of the board of finance.** After having served as police matron or in a similar capacity, when her aggregate term of service shall equal 25 years or who while in the performance of duty in the department has become permanently disabled, upon her petition, she shall be retired and thereupon shall be entitled to a pension equal to  $\frac{1}{2}$  of the pay she was receiving at the time of her retirement or permanent disability. Provided, however, that nothing herein shall be construed to deprive the incumbent police matron of the years of service presently accrued as police matron of said department.'

**Sec. 2. P. & S. L., 1939, c. 8, Art. XI, § 12, amended.** Section 12 of article XI of chapter 8 of the private and special laws of 1939, as amended by section 1 of chapter 85 of the private and special laws of 1943, and as amended by section 2 of chapter 64 of the private and special laws of 1945, is hereby further amended to read as follows:

**'Sec. 12. Special patrolmen.** Special patrolmen with pay shall be appointed by the chief of police from a list furnished him by the commission, for a period of from 1 to 30 days ~~and such special patrolmen shall receive a salary of \$4 per day, to be paid by the city treasurer upon approval of the chief of police.~~ **The salary of such special patrolmen shall be fixed by the police commission, subject to the approval of the board of finance.** Special patrolmen without pay may be appointed by the chief of police for a period of not more than 1 year for private duty.'

**Sec. 3. P. & S. L., 1939, c. 8, Art. XI, § 14, amended.** Section 14 of article XI of chapter 8 of the private and special laws of 1939, as amended by section 1 of chapter 98 of the private and special laws of 1941, and as amended by section 3 of chapter 64 of the private and special laws of 1945, is hereby further amended to read as follows:

**'Sec. 14. Salary and vacation of chief.** The salary of the chief of police shall be ~~\$3,000 per annum, payable in equal weekly installments by the city treasurer~~ **fixed by the police commission, subject to the approval of the board of finance.** He shall be entitled to 2 weeks' vacation each calendar year with pay, to be taken when and as he may desire. While upon vacation, or when incapacitated through illness, or absent from his office on the business of the department, the duties of his position shall be assumed by the senior captain.'

**Sec. 4. P. & S. L., 1939, c. 8, Art. XI, § 15, repealed and replaced.** Section 15 of article XI of chapter 8 of the private and special laws of 1939, as amended by section 2 of chapter 45 of the private and special laws of 1941, and as amended by section 2 of chapter 85 of the private and special laws of 1943, and as amended by section 4 of chapter 64 of the private and special laws of 1945, is hereby repealed and the following enacted in place thereof:

**'Sec. 15. Salary of police officials.** The salary of the police captains, police lieutenants and police clerk shall be fixed by the police commission, subject to the approval of the board of finance.'

**Sec. 5. P. & S. L., 1939, c. 8, Art. XI, § 16, repealed and replaced.** Section 16 of article XI of chapter 8 of the private and special laws of 1939, as amended by section 2 of chapter 85 of the private and special laws of 1943, and as amended by section 5 of chapter 64 of the private and special laws of 1945, is hereby further amended to read as follows:

**'Sec. 16. Salary of patrolmen.** The salary of the patrolmen shall be fixed by the police commission, subject to the approval of the board of finance. Each patrolman shall be entitled to a vacation of 2 weeks in each calendar year with pay at such time as may be prescribed by the chief of police.'

**Emergency clause.** In view of the emergency cited in the preamble, this act shall take effect when approved.