

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

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STATE OF MAINE

As Passed by the One Hundredth Legislature

1961

upon its acceptance cannot be changed, altered or amended, or mutually rescinded except as permitted by special act of the Legislature.'

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

Effective March 14, 1961

Chapter 97

AN ACT Relating to Deduction of Sentence in County Jails.

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

R. S., c. 89, § 183, repealed and replaced. Section 183 of chapter 89 of the Revised Statutes is repealed and the following enacted in place thereof:

'Sec. 183. Deduction of sentence. Each convict, who, in the opinion of the sheriff, has faithfully observed all the rules and requirements of the jail, shall be entitled to a deduction of 2 days a month from the term of his sentence, commencing on the first day of his arrival at the jail. An additional one day a month may be deducted from the sentence of those convicts who are assigned duties outside the jail, or those convicts within the jail who are assigned to work deemed by the sheriff to be of sufficient importance and responsibility to warrant such deduction. This section shall apply to the sentences of all convicts now or hereafter confined within the jail.'

Effective September 16, 1961

Chapter 98

AN ACT Relating to Emergency Location of Governments for State Political Subdivisions.

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

R. S., c. 1, §§ 45-47, additional. Chapter 1 of the Revised Statutes, as amended, is further amended by adding 3 new sections to be numbered 45 to 47, to read as follows:

'Emergency Location of Local Governments.

Sec. 45. Emergency location of local governments. Whenever, due to an emergency resulting from the effects of enemy attack, or the anticipated effects of a threatened enemy attack, it becomes imprudent, inexpedient or impossible to conduct the affairs of local government at the regular or usual place or places thereof, the governing body of each political subdivision of this State may meet at any place within or without the territorial limits of such political subdivision on the call of the presiding officer or any 2 members of such governing body, and shall proceed to establish and designate by ordinance, resolution or other manner, alternate or substitute sites or places as the emergency temporary loca-

tion, or locations, of government where all, or any part, of the public business may be transacted and conducted during the emergency situation. Such sites or places may be within or without the territorial limits of such political subdivision and may be within or without this State.

Sec. 46. Powers. During the period when the public business is being conducted at the emergency temporary location, or locations, the governing body and other officers of a political subdivision of this State shall have and possess and shall exercise, at such location, or locations, all of the executive, legislative and judicial powers and functions conferred upon such body and officers by or under the laws of this State. Such powers and functions may be exercised in the light of the exigencies of the emergency situation without regard to or compliance with time consuming procedures and formalities prescribed by law and pertaining thereto, and all acts of such body and officers shall be as valid and binding as if performed within the territorial limits of their political subdivision.

Sec. 47. Application. Sections 45 to 47 shall control and be supreme in the event they shall be employed, notwithstanding any statutory, charter or ordinance provision to the contrary or in conflict herewith.'

Effective September 16, 1961

Chapter 99

AN ACT Relating to Emergency Location of State Government.

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

R. S., c. 1, §§ 42-44, additional. Chapter 1 of the Revised Statutes, as amended, is further amended by adding 3 new sections to be numbered 42 to 44, to read as follows:

'Emergency Location of State Government.

Sec. 42. Emergency location of State Government. Whenever, due to an emergency resulting from the effects of enemy attack, or the anticipated effects of a threatened enemy attack, it becomes imprudent, inexpedient or impossible to conduct the affairs of State Government at the normal location of the seat thereof in Augusta, the Governor shall, as often as the exigencies of the situation require, by proclamation, declare an emergency temporary location, or locations, for the seat of government at such place, or places, within or without this State as he may deem advisable under the circumstances, and shall take such action and issue such orders as may be necessary for an orderly transition of the affairs of State Government to such emergency temporary location, or locations. Such emergency temporary location, or locations, shall remain as the seat of government until the Legislature shall by law establish a new location, or locations, or until the emergency is declared to be ended by the Governor and the seat of government is returned to its normal location.

Sec. 43. Act valid and binding. During such time as the seat of government remains at such emergency temporary location, or locations, all official acts now or hereafter required by law to be performed at the seat of government by any officer, agency, department or authority of this State, including