

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

# STATE OF MAINE

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED BY THE  
**One Hundred and Second Legislature**  
**1965**

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Whereas, the principle interferes with the ability to compensate more highly qualified professional and technical employees whose skills are greater because of advanced education or training beyond the minimum requirements for the positions they occupy; and

Whereas, since these employees may be performing work identical to minimally qualified persons there is no need to create a separate classification of position but there should be a recognition in higher pay for the better quality of employee based on education and formal training; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning 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:*

**R. S., T. 5, § 634, amended.** The 2nd paragraph of section 634 of Title 5 of the Revised Statutes is amended to read as follows:

'When the compensation plan has become effective through its adoption by the board as provided in section 592, it shall constitute the official schedule of salaries for all classes of positions in the classified service. No positions shall be assigned a salary greater than the maximum or less than the minimum rates fixed in the compensation plan, **except that the Personnel Board may authorize rates above the established maximum compensation in specific advanced technical and professional classifications for employees whose technical or professional education, training or credentials exceed the established qualification requirements for those classifications.** Salaries of persons holding positions in the classified service shall not be approved by paying authorities unless such salaries conform to the adopted compensation plan.'

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

Effective June 3, 1965

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## Chapter 383

### AN ACT Relating to Liability for Damages for Tortious Conduct of Charitable Corporations.

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

**R. S., T. 14, § 156, additional.** Title 14 of the Revised Statutes is amended by adding a new section 156 to read as follows:

#### § 156. Damages for tortious conduct of charitable corporations

A charitable organization shall be considered to have waived its immunity from liability for negligence or any other tort during the period a policy of insurance is effective covering the liability of the charitable organization for

negligence or any other tort. Each policy issued to a charitable organization shall contain a provision to the effect that the insurer shall be estopped from asserting, as a defense to any claim covered by said policy, that such organization is immune from liability on the ground that it is a charitable organization. The amount of damages in any such case shall not exceed the limits of coverage specified in the policy, and the courts shall abate any verdict in any such action to the extent that it exceeds such policy limit.'

Effective September 3, 1965

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## Chapter 384

### AN ACT Relating to Definition of Club Under Liquor Laws.

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

R. S., T. 28, § 2, sub-§ 4, amended. Subsection 4 of section 2 of Title 28 of the Revised Statutes is amended to read as follows:

'4. **Club.** "Club" shall mean any reputable group of individuals incorporated and operating in a bona fide manner solely for objects of recreational, social, patriotic or fraternal nature and not for pecuniary gain. To qualify for license or any renewal thereof under this Title a club shall, for at least ~~2 years~~ **one year** immediately preceding application therefor, have been in continuous operation and existence, regularly occupied as owner or lessee a suitable clubhouse or quarters for use of members, held regular meetings, conducted its business through officers regularly elected and charged and collected dues from elected members, except that any veterans' organization in the State having a charter from a national veterans' organization shall be exempted from the ~~2-year~~ **one-year** requirement, provided it has been established for not less than 3 months.'

Effective September 3, 1965

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## Chapter 385

### AN ACT Revising the Electricians Licensing Laws.

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

Sec. 1. R. S., T. 30, § 2556, repealed and replaced. Section 2556 of Title 30 of the Revised Statutes is repealed and the following enacted in place thereof:

#### § 2556. Inspections

It shall be the duty of said electrical inspectors to examine and to issue certificates of acceptance of electrical installations at the request or complaint of any owner, lessee, tenant or municipal officer. They may enter any building with the permission of any person having control of the same or may apply to a court for process to do so. In the event an electrical inspector shall find any hazardous electrical installation he shall order the person having charge of the