

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Third Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with
the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

KENNEBEC JOURNAL

AUGUSTA, MAINE

1967

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Third Legislature
1967

1. **Child.** The term "child" shall be construed to mean a child under the age of ~~16~~ 18, or over age ~~16~~ 18 and under age ~~21~~ 21 if found by the department to be regularly attending school, or over ~~16~~ 18 and not attending school if, prior to reaching age ~~16~~ 18, the child becomes or has become permanently incapable of self-support by reason of mental or physical defect, and shall include a foster child, a legitimate or legally adopted child of the veteran, or a stepchild if a member of the veteran's household either at time of application, or in the event of the veteran's death, at time of death, and who continues a member of the household, or an illegitimate child, provided that the veteran has been judicially ordered or decreed by the court to contribute to the child's support, or has been judicially decreed to be the putative father or has acknowledged under oath in writing that he is the father of such child.

Effective October 7, 1967

Chapter 56

AN ACT Relating to Emergency Rule by Police Officer to Control Traffic.

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

R. S., T. 29, § 905, additional. Title 29 of the Revised Statutes is amended by adding a new section 905, to read as follows:

§ 905. Emergency rule by police officer

Whenever a police officer shall deem it advisable, during a fire or at the time of any accident or special emergency and only for such a period of time as is necessitated thereby for the public safety or convenience, temporarily to close any way or part thereof to vehicular traffic, or to vehicles of a certain description, or to divert the traffic thereof, or to divert or break a course of pedestrian traffic, such official shall have power and authority to do so.

Effective October 7, 1967

Chapter 57

AN ACT to Permit Executive Council Service as Credit for Members of State Retirement System.

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

Sec. 1. R. S., T. 5, § 1001, sub-§ 10, amended. The first sentence of subsection 10 of section 1001 of Title 5 of the Revised Statutes, as amended by section 1 of chapter 339 and by section 7 of chapter 513, both of the public laws of 1965, is further amended to read as follows:

"Employee" shall mean any regular classified or unclassified officer or employee in a department, including teachers in the state colleges and for the purposes of this chapter, teachers in the public schools, but shall not include ~~any member of the Council or~~ any Justice of the Superior Court or Supreme Judicial Court who

is now or may be later entitled to retirement benefits under Title 4, section 5, and Title 4, section 103, nor shall it include any Judge of the District Court who is now or may be later entitled to retirement benefits under Title 4, chapter 5, nor shall it include any member of the State Police who is now entitled to retirement benefits under Title 25, chapter 195.

Sec. 2. R. S., T. 5, § 1094, sub-§ 3, amended. The last paragraph of subsection 3 of section 1094 of Title 5 of the Revised Statutes, as enacted by section 2 of chapter 339 of the public laws of 1965, is amended to read as follows:

Any member who has served as a member of either the House of Representatives or the Senate, or as a member of the Executive Council of the State of Maine, shall be entitled to receive the appropriate creditable service for such legislative or Executive Council service. Any member of the retirement system who does serve as a member of the House of Representatives or the Senate, or as a member of the Executive Council, shall have deductions taken from his salaries and shall be entitled to all applicable rights and benefits of this Title. Any such member shall become entitled to receive time credits for the duration of his election or until such time as he shall officially resign from the House of Representatives or the Senate, or as a member of the Executive Council, but in no instance shall he receive more than one year of creditable service in any one-year period.

Effective October 7, 1967

Chapter 58

AN ACT to Create a Criminal Division Within the Office of the Attorney General.

Emergency preamble. Whereas, Acts and resolves do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the criminal workload in the Attorney General's office has increased to the point where the personnel in the office is inadequate to cope with the many resulting problems; and

Whereas, there has been a marked increase in homicides in the State during the past year; and

Whereas, because of the absence of a coordinating agency over criminal law enforcement, the following legislation is vitally necessary for the State to cope with the increase and complexity of criminal enforcement; 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:

Sec. 1. R. S., T. 5, § 200-A, additional. Title 5 of the Revised Statutes is amended by adding a new section 200-A, to read as follows: