

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fourth 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.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1969

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
ONE HUNDRED AND FOURTH LEGISLATURE
1969

only to such fuel which the distributor shall sell, distribute or use on and after July 1, 1969.

Sec. 12. Effective date. Section 3 of this Act shall become effective 91 days after the adjournment of the Legislature.

Emergency clause. In view of the emergency cited in the preamble, this Act, except section 3, shall take effect when approved.

Effective June 24, 1969, except as otherwise noted

Chapter 427

AN ACT to Allow the Chief Liquor Inspector to Continue in his Position Beyond the Mandatory Retirement Age.

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

R. S., T. 5, § 1121, sub-§ 4, ¶ D, amended. Paragraph D of subsection 4 of section 1121 of Title 5 of the Revised Statutes, as enacted by chapter 414 of the public laws of 1965, is amended by adding at the end the following new sentences:

Notwithstanding the foregoing, the chief inspector on the request of the Governor with the approval of the Council, the board of trustees may permit the continuance of said chief inspector for periods of one year, as the result of each such request, of the service of the chief inspector who has attained the age of 65 and who desires to remain in service. In no instance shall the power to extend the service of the chief inspector be extended beyond the attained age of 70.

Effective October 1, 1969

Chapter 428

AN ACT Relating to Governmental Immunity in Civil Actions.

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

R. S., T. 14, § 157, repealed and replaced. Section 157 of Title 14 of the Revised Statutes, as enacted by section 8-A of chapter 425 of the public laws

of 1965, is repealed and the following enacted in place thereof:

§ 157. Government agencies

In all civil actions arising out of the use, ownership or operation of a motor vehicle against the State of Maine or any political subdivision thereof or any quasi-municipal corporation, the defense of sovereign immunity is abolished during the period a policy of insurance is effective covering the liability of such governmental agency. The insurer of said government or governmental agency shall be estopped from asserting, as a defense to any claim covered by said policy, that such governmental agency is immune from liability on the ground that it is a governmental agency. 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 October 1, 1969

Chapter 429

AN ACT Relating to State Employees' Suggestion Awards Board

Emergency preamble. Whereas, there are not sufficient funds or available personnel to carry out the intent of the Legislature and activate a suggestion awards program; and

Whereas, there is serious question about the use of departmental operating funds in making awards; and

Whereas, the State of Maine would benefit from this legislation and there is a demonstrated desire that this program be set in motion as soon as possible; 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, § 641, amended. The 2nd and 4th paragraphs of section 641 of Title 5 of the Revised Statutes, as enacted by section 1 of chapter 445 of the public laws of 1967, are repealed as follows:

~~The Director of Personnel shall furnish necessary technical and clerical services for said board.~~