

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fifth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Fourth Legislature
AT THE
SPECIAL SESSION

January 6, 1970
to
February 7, 1970

Whereas, such simplification will result in saving money for the counties and prevent confusion in understanding the financial condition of the several counties; 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 R. S., T. 30, § 411, sub-§ 2, repealed and replaced. Subsection 2 of section 411 of Title 30 of the Revised Statutes, as repealed and replaced by chapter 278 of the public laws of 1969, is repealed and the following enacted in place thereof:

2. Record of financial transactions. It shall contain a record of all financial transactions of the county during the last fiscal year, showing all revenue receipts by sources and showing all disbursements for each department by major items of expense comparable with the approved budgetary expenditure classifications under the captions of personal services, contractual services, commodities, debt service and capital expenditures.

This reporting to be made in such manner or format recommended by the State Department of Audit.

Sec. 2. Applicability. The requirements of section 1 shall apply to annual reports of counties for the year 1969 and thereafter.

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

Effective January 22, 1970

Chapter 535

AN ACT Relating to Enforcement by Sea and Shore Fisheries and the Maine Mining Bureau.

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

Sec. 1. R. S., T. 12, § 3752, sub-§ 6, amended. Subsection 6 of section 3752 of Title 12 of the Revised Statutes is amended to read as follows:

6. Suspension when judgment of guilt appealed. When an appeal has been taken from any conviction judgment of guilt of any violation of any provisions of chapters 401 to 417, or of any regulation adopted under authority of chapters 401 to 417, the commissioner may suspend, until final court disposition, the license, permit or right thereto of the respondent to conduct

the particular activity in which he was engaged at the time of the alleged violation, and the commissioner may suspend for the same period any and all licenses and permits held by the respondent, and any and all rights he has to obtain such licenses or permits.

A. A person, whose license, permit or right is suspended under this section, is entitled to a hearing upon written request to the commissioner. The commissioner shall set a time and place for said hearing which is to be held within 20 days after receipt by him of the request.

(1) At the hearing the person applying for reinstatement of his license, permit or right may present any relevant facts concerning the alleged violation.

(2) The commissioner may reinstate the license, permit or right if he is satisfied to do so would be in the interest of justice.

Sec. 2. R. S., T. 10, § 2155, amended. The 2nd paragraph of section 2155 of Title 10 of the Revised Statutes, as enacted by chapter 301 of the public laws of 1969, is amended to read as follows:

The bureau is authorized and it is its duty to prevent waste of oil and gas and related materials to protect correlative rights, and to prevent pollution, to make such regulations, issue such permits and collect such fees as are necessary to the proper administration of this Act, and otherwise to administer and enforce this Act. It has jurisdiction over all persons and property necessary for that purpose.

Effective May 9, 1970

Chapter 536

AN ACT Clarifying the Laws Relating to Parks, Squares and Playgrounds.

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

Sec. 1. R. S., T. 30, § 3802, amended. The 2nd sentence of section 3802 of Title 30 of the Revised Statutes, as amended by section 1 of chapter 394 of the public laws of 1969, is further amended to read as follows:

All trees and shrubs growing on said land shall be held as for park purposes ~~under the exclusive care and control of conservation commissioners chosen as provided in section 3851.~~

Sec. 2. R. S., T. 30, § 3803, amended. The last sentence of section 3803 of Title 30 of the Revised Statutes, as amended by section 2 of chapter 394 of the public laws of 1969, is further amended to read as follows:

~~Conservation commissioners~~ Municipal officers may grant written license to the owner to do such cutting and clearing on said land as is consistent with the preservation and general improvement of the growth thereon.