

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, 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. 15, § 2611, sub-§ 5, amended. Subsection 5 of section 2611 of Title 15 of the Revised Statutes, as last amended by section 2 of chapter 192 of the public laws of 1969, is further amended by adding at the end the following new paragraph:

When in the opinion of a superintendent of a training center it becomes necessary, the superintendent may at the time of filing a request for judicial review of disposition under this subsection, cause the person with respect to whom the request is filed to be removed from the training center by a law enforcement officer and placed in the Cumberland County jail. Such law enforcement officer shall act in such case, as in the case of an original arrest pursuant to section 2608. The request for judicial review of disposition when county jail detention is effected shall contain a request for a judicial hearing on the question of county jail detention, which shall be held as soon as the docket of the court permits. The court in such case shall act in accordance with section 2608.

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

Effective January 27, 1970

Chapter 543

AN ACT to Repeal the Law Providing a Uniform Fiscal Year for Municipalities.

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

Sec. 1. R. S., T. 30, § 2055, repealed and replaced. Section 2055 of Title 30 of the Revised Statutes, as amended, is repealed and the following enacted in place thereof:

§ 2055. Annual meeting

Each town shall hold an annual meeting, at which time the following town officials shall be elected by ballot: Moderator, selectmen and school committee.

A town may, at a meeting held at least 60 days prior to the annual meeting, designate other town officials to be elected by ballot. The election of officials at the last annual town meeting shall be deemed to be such a designation until the town otherwise acts. A town official may not be elected on a motion to cast one ballot.

Sec. 2. R. S., T. 30, § 5151, sub-§ 3, repealed and replaced. Subsection 3 of section 5151 of Title 30 of the Revised Statutes, as repealed and replaced by section 3 of chapter 369 of the public laws of 1969, is repealed and the following enacted in place thereof:

3. Municipal year defined. The municipal fiscal year shall be as determined by the municipal officers.

Sec. 3. R. S., T. 30, § 5251, amended. The last paragraph of section 5251 of Title 30 of the Revised Statutes, as enacted by section 4 of chapter 369 of the public laws of 1969, is repealed.

Sec. 4. P. L., 1969, C. 369, §§ 5 - 7, repealed. Sections 5 to 7 of chapter 369 of the public laws of 1969 are repealed.

Effective May 9, 1970

Chapter 544

AN ACT Relating to State-owned Motor Vehicles.

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

Sec. 1. R. S., T. 5, § 7, repealed and replaced. Section 7 of Title 5 of the Revised Statutes is repealed and the following enacted in place thereof:

§ 7. State-owned motor vehicles

The State may provide motor vehicles for the travel of state employees in a number to be determined by the Legislature. Each state department or commission head shall promulgate written policy concerning the use of state-owned motor vehicles, assigned to his department or commission, which shall include, but not be limited to, a definition of the use of state-owned motor vehicles which constitute use in the conduct of state business and which distinguishes such use from private use.

Any state employee or official who misuses a state-owned motor vehicle shall be liable for the actual costs of such use and in addition may be subjected to appropriate disciplinary action, including suspension from employment.

All state-owned vehicles, except as otherwise provided, shall display special registration plates, approved by the Secretary of State, plainly designating them as state-owned motor vehicles. They may in addition display a marker or insignia, approved by the Secretary of State, plainly designating them as state-owned. Motor vehicles used by departments, commissions or agencies charged by law with law enforcement or investigatory functions, if used for those purposes by personnel who have full-time law enforcement or investigatory duties, shall not be required to display a special registration plate.