

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fifth 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.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1971

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PUBLIC LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Fifth Legislature  
1971

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Commissioner District number 3 consisting of the municipalities of Katahdin Iron Works T 6 R 9, T 5 R 9 NWP, T 4 R 9 NWP, Bowerbank, Barnard Plantation, T 6 R 8 Williamsburg, Brownville, Lake View Plantation, Sebec, Milo, Medford Twp., Atkinson, Orneville Twp.

Members of the board of commissioners shall be residents of the commissioner district for which they are elected and shall be elected at large by the qualified voters of the county.

**Sec. 2. Transition.** The transition to the Piscataquis County district system shall be made in the following manner: In 1972 a commissioner resident in district one shall be elected by the qualified electors of the county. In 1974 a commissioner resident in district 3 shall be elected by the qualified electors of the county. In 1976 a commissioner resident in district 2 shall be elected by the qualified electors of the county. Thereafter elections shall continue in a manner so that each district shall have on the board of commissioners a resident elected by the county at large.

Effective September 23, 1971

## Chapter 371

**AN ACT Providing Professional Immunity to Nurses in Emergency Cases.**

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

R. S., T. 32, § 2108, additional. Title 32 of the Revised Statutes is amended by adding a new section 2108, to read as follows:

### § 2108. Immunity

No person licensed under this chapter who in the exercise of due care renders emergency care at the scene of an accident shall be liable for any civil damages as a result of acts or omissions by such a person in rendering emergency care.

Effective September 23, 1971

## Chapter 372

**AN ACT Relative to the Discharge of Mercury into Waters of the State.**

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

R. S., T. 38, § 418, additional. Title 38 of the Revised Statutes is amended by adding a new section 418, to read as follows:

### § 418. Certain deposits and discharges prohibited

No person, firm, corporation or other legal entity shall place, deposit, discharge or spill, directly or indirectly, into the inland or tidal waters of this

State, or on the ice thereof, or on the banks thereof so that the same may flow or be washed into such waters, or in such manner that the drainage therefrom may flow into such waters, any of the following substances:

1. Mercury. Mercury, and any compound containing mercury, whether organic or inorganic, in any concentration which increases the natural concentration of mercury in the receiving waters.

A. Exception. Any person, firm, corporation or other legal entity who, on January 1, 1971, was discharging any of the substances mentioned in this subsection in connection with an industrial process shall not be deemed in violation of this subsection if on or before December 31, 1971 it shall file with the commission a statement indicating the amount of such substance so discharged on said date.

B. Emergency prohibitions. Notwithstanding paragraph A, whenever the commission shall find that a concentration of 10 parts per billion of mercury or greater is present in any waters of this State, or that danger to public health exists due to mercury concentrations of less than 10 parts per billion in any waters of this State, it may issue an emergency order to all persons discharging to such waters prohibiting or curtailing the further discharge of mercury, and compounds containing mercury, thereto. Such findings and order shall be served in manner similar to that described in section 593, and the parties affected by such order shall have the same rights and duties with respect thereto as is described in section 593.

Effective September 23, 1971

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## Chapter 373

### AN ACT Clarifying the Laws Relating to Corporations Without Capital Stock.

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

Sec. 1. R. S., T. 13, § 934, repealed and replaced. Section 934 of Title 13 of the Revised Statutes, as amended by section 13 of chapter 225 of the public laws of 1969, is repealed and the following enacted in place thereof:

#### § 934. Amendments

In addition to any other method provided by law, a corporation organized without capital stock may change the number of its officers, directors, trustees or managing board, however designated, and, if not specially chartered, change its purposes by altering, abridging or enlarging the same, and make any other changes in its certificate of organization as originally filed or subsequently amended that may be desired, provided such changes would be proper to insert in an original certificate of organization. Such change shall be made by vote of a majority of those members with voting rights present at, or if the corporation shall have no members with voting rights, then by a majority vote of its whole board of directors, trustees or managing board, however designated, taken at any legal meeting, the notice of which meeting shall give notice of the proposed action. The procedures, including provisions as to fees, established in the law relating to corporations organized with capi-