

MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

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OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature

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rate of less than \$1.80 per hour; nor work more than 40 hours in one week, unless $1\frac{1}{2}$ times the regular hourly rate is paid for all work done over 40 hours in any one week; and whenever the highest federal minimum wage is increased in excess of \$1.80 per hour, the minimum wage established under this section shall be increased to the same amount, effective either on the same date as the increase in the highest federal minimum wage or September 23, 1971, whichever occurs later, but in no case shall the minimum wage exceed ~~\$2~~ \$3 per hour.

Effective October 3, 1973

CHAPTER 421

AN ACT to Clarify Municipal Appointing Authority.

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

Sec. 1. R. S., T. 30, § 2256, amended. Section 2256 of Title 30 of the Revised Statutes, as enacted by section 5 of chapter 438 of the public laws of 1969, is amended to read as follows:

§ 2256. Municipal functions

In addition to those offices and departments required by general law, a municipality may provide, by ordinance, for the performance of all necessary municipal functions. Except where specifically provided by statute or municipal ordinance, the ~~selectmen~~ municipal officers shall appoint ~~for a term of one year~~ all town officials and employees required by general law or by ~~the municipality~~ municipal ordinance and may remove such officials and employees for cause, after notice and hearing. Unless otherwise specified, the term of all municipal officials shall be one year.

Sec. 2. R. S., T. 30, § 2317, sub-§ 1, ¶ E, amended. Paragraph E of subsection 1 of section 2317 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 438 of the public laws of 1969, is amended to read as follows:

E. Appoint, subject to confirmation by the board of selectmen, supervise and control ~~and remove~~ the heads of departments under the control of the selectmen when the department is not headed by the town manager under paragraph D;

Sec. 3. R. S., T. 30, § 2317, sub-§ 1, ¶ F, amended. Paragraph F of subsection 1 of section 2317 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 438 of the public laws of 1969, is amended to read as follows:

F. Unless otherwise provided by municipal ordinance, the manager shall appoint, supervise and control all town officials whom the municipal officers are required by statute to appoint, except members of boards, commissions, committees and single assessors; and ~~Appoint~~ appoint, supervise and con-

trol ~~and remove~~ all other officials, subordinates and assistants, except that he may delegate this authority to a head of a department, and report all appointments ~~and removals~~ to the board of selectmen;

Sec. 4. R. S., T. 30, § 2317, sub-§ 1, ¶ N, additional. Subsection 1 of section 2317 of Title 30 of the Revised Statutes, as enacted by section 1 of chapter 438 of the public laws of 1969, is amended by adding a new paragraph N to read as follows:

N. Have exclusive authority to remove for cause after notice and hearing all persons whom he is authorized to appoint and report all removals to the board of selectmen.

Effective October 3, 1973

CHAPTER 422

AN ACT to Remove the Exception for Paper Mills Allowed to Store and Drive Logs on Maine Surface Waters.

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

R. S., T. 38, § 418, sub-§ 3, repealed. Subsection 3 of section 418 of Title 38 of the Revised Statutes, as enacted by chapter 355 of the public laws of 1971, is repealed.

Effective October 3, 1973

CHAPTER 423

AN ACT to Amend the Laws Administered by the Department of Environmental Protection.

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

Sec. 1. R. S., T. 38, § 361-A, amended. The first paragraph of section 361-A of Title 38 of the Revised Statutes, as enacted by section 1 of chapter 470 of the public laws of 1971, is repealed and the following enacted in place thereof:

Unless the context otherwise indicates, the following words when used in any statute administered by the Department of Environmental Protection shall have the following meanings:

Sec. 2. R. S., T. 38, § 361-A, sub-§ 7, additional. Section 361-A of Title 38 of the Revised Statutes, as enacted by section 1 of chapter 470 of the public laws of 1971, is amended by adding a new subsection 7, to read as follows:

7. Coastal streams. "Coastal streams" means those waters of the State which drain directly or indirectly into tidal waters, except portions of streams