

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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AS PASSED BY THE
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1973

law at the time it was organized and at the time of any prior increases of its authorized capital stock the amount that a like corporation originally organized with the previously authorized shares would have to pay upon filing its original articles of incorporation pursuant to subsection 1 or 2;

4. Upon filing articles of merger or consolidation, in which the surviving or new corporation is a domestic corporation, and which increase the number of aggregate par value of shares which the surviving or new corporation will have authority to issue, in excess of the total number or par value of shares which all participating domestic corporations had authority to issue: A fee equal to the amount that a like corporation originally organized with such increased authorized shares would have to pay upon filing its original articles of incorporation, pursuant to subsection 1 or 2, minus the aggregate amount of amounts which the participating domestic corporations paid under this or a similar provision of prior law at the time they were organized and at the time of any prior increases of its authorized capital stock the amount that a like corporation originally organized with the previously authorized shares would have to pay upon filing its original articles of incorporation pursuant to subsection 1 or 2.

Effective October 3, 1973

CHAPTER 484

AN ACT to Establish Privileged Communication for School Counselors.

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

R. S., T. 20, § 806, additional. Title 20 of the Revised Statutes is amended by adding a new section 806, to read as follows:

§ 806. Privileged communication for school counselors

The right of privileged communication shall be extended to school counselors, including but not limited to, elementary and secondary counselors and counselors who may work in a school setting at a post-secondary level.

A counselor to whom this privilege is granted shall not be required, except as provided in this section, to divulge or to release information which he may have gathered in his counseling relation with said client or, in the case of a minor, the person or agency having legal custody of said minor.

A client shall be defined as any person who has actively sought or is in the process of seeking professional help from said counselor. The counseling relation and information resulting therefrom must be kept confidential consistent with the obligations of the counselor as a professional person.

A school counselor shall be defined as any person who is employed as a school counselor in a school setting, and who is certified as a school counselor by the Department of Educational and Cultural Services or possesses a minimum of a Masters Degree in Guidance and Counseling.

In the event that the counselee or client's condition is such as to require others to assume responsibility for him, or when there is clear and imminent danger to the counselee or client or to others, the counselor is expected to report this fact to an appropriate responsible authority or take such other emergency measures as the situation demands.

Effective October 3, 1973

CHAPTER 485

AN ACT Relating to Books for Recording in Office of Register of Deeds.

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

R. S., T. 33, § 652, amended. The first paragraph of section 652 of Title 33 of the Revised Statutes is repealed and the following enacted in place thereof:

The county commissioners shall provide, at the expense of the several counties, suitable books or holders for plans at least 24 by 35 inches in dimension, which should be of substantial binding with stubs for insertions and the holders may be map hold files with proper hangers, both for the preservation of such plans. No plan shall be accepted for record unless drawn with ink upon strong linen cloth or polyester film with archival photographic image. Each register shall make a suitable index of all plans on record in his office.

Effective October 3, 1973

CHAPTER 486

AN ACT to Authorize Issuance of Warrants for Administrative Searches.

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

R. S., T. 4, § 179, additional. Title 4 of the Revised Statutes is amended by adding a new section 179 to read as follows:

§ 179. Administrative search warrants

A District Court Judge may issue warrants to conduct administrative searches in such manner, for such purposes and under such circumstances as the Supreme Judicial Court shall by rule provide.

Effective October 3, 1973