

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature
1ST SPECIAL SESSION
JANUARY 2, 1974 TO MARCH 29, 1974
AND BY THE
One Hundred and Seventh Legislature
REGULAR SESSION
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,
SECTION 164, SUBSECTION 6.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1975

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Sixth Legislature

AT THE
SPECIAL SESSION

January 2, 1974

to

March 29, 1974

the private and special laws of 1969, chapter 229, section 4-D, to continue their membership in the Maine State Retirement System shall not lose any rights or benefits relative to such membership and shall continue to be eligible for such membership.

Effective June 28, 1974

CHAPTER 703

AN ACT to Authorize a Solid Waste Collection and Disposal System in Kennebec County and Somerset County.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment of the Legislature unless enacted as emergencies; and

Whereas, open burning is precluded after July 1, 1973; and

Whereas, all municipal or regional sites must be operational by that time to service the need; and

Whereas, the following legislation is imperative to meet the needs of Kennebec County; 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:

R. S., T. 30, §§ 421-423, additional. Title 30 of the Revised Statutes is amended by adding the following new sections, 421 to 423, to read as follows:

§ 421. Powers and duties of the Kennebec and Somerset County commissioners

The county commissioners of Kennebec County and Somerset County are empowered to operate a solid waste collection and disposal system jointly or separately and to finance said systems in whole or in part.

§ 422. Municipalities and others served

All municipalities and counties may be served. The county commissioners may contract with other municipalities or counties for collection and disposal services.

§ 423. Fees from municipalities

Each municipality served shall be assessed for the cost of the operation. Such costs shall be prorated on the basis of population, as determined by the last Decennial Census.

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

Effective February 26, 1974

CHAPTER 704

AN ACT to Repeal Certain Due Process of Law Provisions by Governmental Agencies.

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

Sec. 1. R. S., T. 1, § 404-A, sub-§ 1, amended. The first sentence of subsection 1 of section 404-A of Title 1 of the Revised Statutes, as enacted by section 2 of chapter 433 of the public laws of 1973, is amended to read as follows:

Every state, quasi-state, county, municipal and quasi-municipal office, agency, department, bureau, district, commission or other entity thereof, hereinafter in this subchapter called "agency," shall make a written record of every decision involving the conditional approval ~~granting~~ or denial of an application, license, certificate or any other type of permit.

Sec. 2. R. S., T. 1, § 404-A, sub-§ 3, repealed. Subsection 3 of section 404-A of Title 1 of the Revised Statutes, as enacted by section 2 of chapter 433 of the public laws of 1973, is repealed.

Effective June 28, 1974

CHAPTER 705

AN ACT to Prevent Physical Handicap Discrimination under Human Rights Act.

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

Sec. 1. R. S., T. 5, § 4552, amended. Section 4552 of Title 5 of the Revised Statutes, as enacted by section 1 of chapter 501 of the public laws of 1971 and as amended by section 1 of chapter 347 of the public laws of 1973, is further amended to read as follows:

§ 4552. Policy

To protect the public health, safety and welfare, it is declared to be the policy of this State to keep continually in review all practices infringing on the basic human right to a life with dignity, and the causes of such practices, so that corrective measures may, where possible, be promptly recommended and implemented; and to prevent discrimination in employment, housing or access to public accommodations on account of race, color, sex, physical handicap, religion, ancestry or national origin and in employment, discrimination on account of age.