

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 Seventh Legislature

1975

Sec. 10. 30 MRSA § 1919, sub-§ 4 is enacted to read:

4. Resubmission upon judicial invalidation for procedural error. Upon a determination that the procedures whereby any charter was adopted, revised or amended are invalid, the Superior Court may, on its own motion or the motion of any party, order the resubmission of such charter adoption, revision or amendment to the voters. Such order shall require only the minimum procedures on resubmission to the voters that are necessary to cure the material and substantial errors or omissions. The Superior Court may also recommend or order other curative procedures to provide for valid charter adoption, revision or amendment.

Effective October 1, 1975

CHAPTER 330

AN ACT to Facilitate the Entrance of Municipalities into the Federal Flood Insurance Program.

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

12 MRSA § 4812-B is enacted to read:

§ 4812-B. Federal flood insurance

In addition to controls required by this chapter, municipalities and plantations may extend or adopt zoning and subdivision controls beyond the limits established by this chapter in order to protect the public health, safety and welfare and to avoid problems associated with flood plain development.

Zoning ordinances adopted or extended pursuant to this section shall be pursuant to and consistent with a comprehensive plan.

Zoning ordinances adopted or extended pursuant to this section need not depend upon the existence of a zoning ordinance for all of the land and water area within a municipality, despite the provisions of Title 30, section 4962 to the contrary, provided such ordinances are required for entrance of the municipality or plantation into the Federal Flood Insurance Program. Ordinances or amendments adopted by authority of this section shall not extend beyond an area greater than that necessary to comply with the requirements of the Federal Flood Insurance Program.

Effective October 1, 1975

CHAPTER 331

AN ACT Establishing a Fee for Approved Blanks and Forms Furnished by Registers of Probate.

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

18 MRSA § 261 is enacted to read:

§ 261. Fees for approved blanks and forms

For all approved blanks, forms or schedule paper required in probate court proceedings, the register shall charge fees which shall be set by the registrar and approved by the county commissioners, so as not to incur a loss to the county for such services. Such fees shall be payable by the register to the county treasurer for the use and benefit of the county.

Effective October 1, 1975

CHAPTER 332

AN ACT to Establish 4-year Terms for County Commissioners.

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

Sec. 1. 30 MRSA § 101 is amended to read:

§ 101. Board membership; chairman

There shall be a board of commissioners for each county consisting of a chairman and 2 other citizens, all resident in the county, who shall be elected every 4 years, or in case of a vacancy, appointed by the Governor with the advice and consent of the Council. The chairman shall be designated by them at their first meeting on or after the first day of January annually, to act for one year. ~~except that in Androscoggin County the elected member whose term soonest expires shall be chairman. If said elected member in Androscoggin County shall in writing decline the election as chairman, the board may, by ballot, elect either of the other members to be chairman~~

Sec. 2. 30 MRSA § 102, 2nd sentence, is amended to read:

The terms of office for a county commissioner shall be 6 4 years, except when one is elected to fill out an unexpired term when it shall be for the remainder of the unexpired term.

Sec. 3. Transition. The transition to the 4-year term for county commissioners shall occur as each commissioner completes his present term of office. As the term of every present commissioner expires, the succeeding commissioner shall be elected to a 4-year term in office.

Effective October 1, 1975

CHAPTER 333

AN ACT to Establish County Commissioner Districts in Lincoln County.

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

Sec. 1. 30 MRSA § 105-S is enacted to read:

§ 105-S. Creation of Lincoln County Commissioner Districts

Lincoln County shall be divided into the following 3 districts: