

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

Commissioner District number 1, consisting of the municipalities of Rockland and Owls Head;

Commissioner District number 2, consisting of the municipalities of Cushing, Friendship, Isle Au Haut, Matinicus Plantation, Warren, St. George, South Thomaston, Thomaston and Vinalhaven;

Commissioner District number 3, consisting of the municipalities of Appleton, Camden, Hope, Union, Rockport, Washington and North Haven.

Members of the board of commissioners shall be residents of the commissioner district which they represent and shall be elected by the qualified voters of the district.

Sec. 2. Transition. The transition to the Knox County district system shall be made in the following manner: In 1976, a commissioner shall be elected by the qualified voters of the district to represent district 1. In 1978, a commissioner shall be elected by the qualified voters of the district to represent district 2. In 1980, a commissioner shall be elected by the qualified voters of the district to represent district 3. Thereafter, elections shall continue in a manner so that each district shall at all times be represented on the board of commissioners.

Effective October 1, 1975

CHAPTER 406

AN ACT to Provide Workmen's Compensation Benefits for Injured Employees with Insolvent, Inadequately Insured or Uninsured Employers.

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

39 MRSA § 57, last ¶, as last amended by PL 1971, c. 320, § 2, is further amended to read:

In every case of the death of an employee under this Act where there is no person entitled to compensation, the employer shall pay to the Industrial Accident Commission ~~the~~ a sum equal to 100 times the average weekly wage in the State of Maine as computed by the Employment Security Commission ~~of \$1,500~~ to be deposited with the Treasurer of State for the benefit of said fund, and the commission shall direct the distribution thereof.

Effective October 1, 1975

CHAPTER 407

AN ACT Concerning Seasonal Potato Packers.

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

Sec. 1. 26 MRSA § 1043, sub-§ 1, 4th ¶, as last repealed and replaced by PL 1973, c. 788, § 121, is amended to read:

This subsection shall not be deemed to be applicable with respect to service performed in connection with commercial canning or freezing of an agricul-

tural product; hatching or processing of poultry, transportation of poultry; grading of eggs or packing of eggs, transportation of eggs; the processing of any meat product or the transportation of any meat product; or to any potato packing business which customarily operates during a regularly recurring period of at least 140 working days in a calendar year.

Sec. 2. 26 MRSA § 1251, sub-§ 3, as enacted by PL 1973, c. 516, is repealed and the following enacted in place thereof:

3. Exceptions

A. Any hotel, motel, inn, sporting camp or other lodging facility, including camps operated for boys and girls, restaurants and other eating establishments, which customarily conducts its operations which are primarily related to the production of its characteristic goods or services for a regularly recurring period or periods not exceeding 180 days in any one year shall be deemed seasonal.

B. Any potato packing business which customarily operates during a regularly recurring period of at least 140 working days in a calendar year shall not be deemed seasonal.

Effective October 1, 1975

CHAPTER 408

AN ACT to Implement the Recommendations of the Trial Court Revision Commission.

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

Whereas, in the present trial court system in the State of Maine, there is significant and widespread duplication of effort by the District and Superior Courts in the disposition of criminal cases; and

Whereas, unnecessary delays in scheduling and disposition have forced litigants, witnesses, jurors, public officials, police and attorneys to spend significant amounts of unproductive time awaiting trials; and

Whereas, such delays as result from the present trial *de novo* system cause prolonged and unjustified delays in the trial and sentencing of both felons and misdemeanants; and

Whereas, the District Courts of the State are overburdened with moving traffic violation cases which are not appropriate subject matter for criminal action; and

Whereas, the people of the State of Maine need certain changes to improve the quality of justice as soon as they may be practicably instituted; and