

# 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.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1975

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Seventh Legislature

1975

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The following days shall be observed as school holidays, namely: Patriot's Day, the 3rd Monday in April; Memorial Day, the 30th of May; Independence Day, July 4th; Labor Day, the first Monday in September; Columbus Day, the 2nd Monday in October; Veterans Day, November 11th; Christmas Day, December 25th; Thanksgiving and Arbor Day, as appointed by the Governor.

**Sec. 5. Effective date.** This Act shall take effect whenever the United States Government designates May 30th as the date for observance of Memorial Day.

Directors note: See P.L. 1975, c. 623, §§ 81 and 82 concerning the effective date of this Act. See also P.L. 1975, c. 623, §§ 3-G and 3-H concerning section 1 of this Act.

## CHAPTER 419

**AN ACT to Clarify the Definition of Watch, Guard or Patrol Agency.**

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

32 MRSA § 3803, as enacted by PL 1971, c. 582, § 1, is amended by adding at the end the following new paragraph:

The phrase "business of" as used in this section shall not be interpreted to require the obtaining of a license in compliance with this chapter by any state, county or local law enforcement officer who is bonded in accordance with this chapter and who engages in that type of activity regulated by this chapter on a part-time, off-duty basis.

Effective October 1, 1975

## CHAPTER 420

**AN ACT Requiring Employers to Give Employees a Written Statement of the Reason for Termination of Employment.**

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

26 MRSA § 630 is enacted to read:

§ 630. Written statement of reason for termination of employment

An employer shall, upon written request of the affected employee, give that employee the written reasons for the termination of his employment.

Effective October 1, 1975

## CHAPTER 421

**AN ACT to Provide for the Appointment or Election of a Fire Chief in Each Municipality.**

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

30 MRSA § 3773, first ¶, as enacted by PL 1973, c. 680, § 5, is repealed and the following enacted in place thereof:

Notwithstanding the method of fire protection services provided by a municipality, a fire chief shall be appointed in each municipality, unless the municipality shall by vote of its legislative body provide for the election of a municipal fire chief by the members of the municipal fire department or volunteer association, or provide that the voters of the municipality shall elect a municipal fire chief at the regular municipal election or town meeting.

In municipalities served by more than one volunteer association or municipal fire department, the municipality may by vote of its legislative body provide for the election of a fire chief by the members of each fire department or association of the municipality, but, no more than one fire chief shall be elected within each fire protection zone. When more than one fire chief is provided for in a municipality, each such fire chief elected shall exercise in his fire protection zone all powers and duties of a municipal fire chief and shall control and direct all municipal and volunteer firefighters in the performance of firefighting operations within his fire protection zone, except as provided in this chapter.

Effective October 1, 1975

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## CHAPTER 422

### AN ACT Relating to Executive Sessions of Public Bodies or Agencies.

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

Sec. 1. 1 MRSA § 403, first sentence is repealed and the following enacted in place thereof:

Except as otherwise specifically provided by statute or by section 404, all public proceedings shall be open to the public, and all persons shall be permitted to attend any meetings of these bodies or agencies, and any minutes of such meetings as are required by law shall be promptly recorded and open to public inspection.

Sec. 2. 1 MRSA § 404 is repealed and the following enacted in place thereof:

#### § 404. Executive sessions

Nothing contained in this subchapter shall be construed to prevent these bodies or agencies from holding executive sessions, subject to the following conditions: That such sessions shall not be used to defeat the purposes of this subchapter; that no ordinances, orders, rules, resolutions, regulations, contracts, appointments or other official action shall be finally approved at such executive sessions; that such executive sessions may be called only by a vote of at least  $\frac{3}{5}$  of the members, present and voting, of such bodies or agencies; that a motion to go into executive session shall indicate the nature of the business of the executive session; and that no other matter may be considered in that particular executive session. Notwithstanding any other provision of this subchapter, a body or agency may conduct deliberations in executive session on the following matters and no others: