

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

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. 5. 17 MRSA § 1815, as enacted by PL 1973, c. 735, § 5, is amended to read:

§ 1815. Exemptions; gambling

Any person, firm, corporation, association or organization licensed by the Chief of the State Police as provided in chapter 14 or authorized to conduct a raffle without a license as provided in section 331, subsection 2, shall be exempt from the application of the provisions of this chapter insofar as the possession of raffle tickets, gambling apparatus and implements of gambling which are permitted within the scope of said license or licenses issued, and all persons shall be exempt from the provisions of this chapter insofar as gambling or possession of raffle tickets is concerned, if the gambling and possession is in connection with a game of chance licensed as provided in chapter 14 or a raffle conducted without a license as authorized by section 331, subsection 2.

Sec. 6. 17 MRSA § 2306, as enacted by PL 1973, c. 735, § 6, is amended to read:

§ 2306. Exemptions; lotteries

Any person, firm, corporation, association or organization licensed by the Chief of the State Police as provided in chapter 14 or authorized to conduct a raffle without a license as provided in section 331, subsection 2, shall be exempt from the application of the provisions of this chapter insofar as the possession of raffle tickets, gambling apparatus and implements of gambling which are permitted within the scope of said license or licenses issued, and all persons shall be exempt from the provisions of this chapter insofar as gambling or possession of raffle tickets is concerned, if the gambling and possession is in connection with a game of chance licensed as provided in chapter 14 or a raffle conducted without a license as authorized by section 331, subsection 2.

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

Effective June 9, 1975

## CHAPTER 425

### AN ACT Relating to the Maine Law Enforcement Planning and Assistance Agency.

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

Whereas, the Maine Law Enforcement Planning and Assistance Agency is receiving substantial sums of money from the Federal Government for the planning and improvement of criminal justice in Maine; and

Whereas, the Maine laws relating to disbursement of Federal Funds by the Maine Law Enforcement Planning and Assistance Agency must be amended to reflect changes which have occurred in the Federal Laws; and

Whereas, these changes in the Maine laws are immediately necessary to prevent any interruption in the establishment of programs for the reform and improvement of the criminal justice system in Maine; 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:*

Sec. 1. 5 MRSA Pt. 9, first 4 lines, as enacted by PL 1969, c. 465, are amended to read:

PART 9

~~LAW ENFORCEMENT~~ CRIMINAL JUSTICE PLANNING AND  
ASSISTANCE

CHAPTER 315

~~LAW ENFORCEMENT~~ CRIMINAL JUSTICE PLANNING AND  
ASSISTANCE AGENCY

Sec. 2. 5 MRSA § 3350, as last amended by PL 1973, c. 332, is further amended to read:

§ 3350. Criminal Justice Planning and Assistance Agency

There is established to carry out the purpose of this chapter a Maine ~~Law Enforcement Criminal Justice~~ Planning and Assistance Agency in the Executive Department to carry out programs of planning for more effective ~~law enforcement~~ administration of criminal justice and for assisting local and state agencies in improving ~~law enforcement~~ criminal justice in the State. The agency is to have those powers necessary to be designated as the "State Planning Agency" within the meaning of Title 1 of Public Law 90-351, the "Omnibus Crime Control and Safe Streets Act of 1968," as amended, and ~~Public Law 90-445~~ the "Juvenile Delinquency Prevention and Control Act of 1968" ~~Justice and Delinquency Act of 1974.~~ and the "Law Enforcement Revenue Sharing Act of 1973"

Sec. 3. 5 MRSA § 3351, as last amended by PL 1973, c. 263, is further amended to read:

§ 3351. Directors

The agency shall have no less than 12 nor more than 30 members, appointed by the Governor, including, ex officio, the Attorney General, the Chief of the Maine State Police, the Director of the Bureau of Corrections of the Department of Mental Health and Corrections, the State Planning Director, ~~the Chairman of the Joint Legislative Judiciary Committee~~ and the Chief Medical Examiner.

The remaining members shall include representatives of units of local government, including elected officials, appointed executives and law enforcement officers; sheriffs; representatives of groups dealing with juvenile delinquency; representatives of the community generally.

Agency membership shall reflect, to the degree possible, a reasonable geographical and urban-rural balance.

Directors shall serve a term of 2 years ~~but of those first appointed, 1/2 shall be for a term of one year and 1/2 for a term of 2 years.~~

~~Directors shall be ineligible to succeed themselves more than once~~

Directors shall receive their actual expenses incurred in the performance of their official duties.

Sec. 4. 5 MRSA § 3352, as enacted by PL 1969, c. 465, is amended by adding at the end a new paragraph to read:

Directors shall have the power to set policy and promulgate rules for the operation and administration of the agency consistent with the applicable federal legislation.

Sec. 5. 5 MRSA §§ 3354 and 3355, as enacted by PL 1969, c. 465, are amended to read:

#### § 3354. Grants to other agencies

The agency shall be authorized to make grants for planning and for improvement of ~~law enforcement~~ criminal justice consistent with the intent of Public Laws 90-351 and ~~90-445~~ 93-415, as amended, to any agency or organization in law enforcement and criminal justice administration activities.

#### § 3355. Acceptance of funds

Funds from the Federal Government or from any political subdivision of the State or from any individual, foundation or corporation may be accepted by the ~~Law Enforcement~~ Criminal Justice Planning and Assistance Agency and expended for purposes consistent with this chapter.

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

Effective June 9, 1975

---

## CHAPTER 426

### AN ACT Relating to Salaries of Jury Commissioners and County Officers in the Several Counties of the State.

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

Whereas, the following legislation is vitally necessary to adjust salaries of jury commissioners and county officers; and