

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

tains a home for his family on a Maine coast island without highway connection with the mainland in any administrative unit not maintaining an approved secondary school, so located that in the judgment of the commissioner attendance at secondary school necessitates boarding away from home and the arrangement is approved by him in advance upon a form provided for the purpose, the administrative unit wherein said pupil resides shall pay an amount for this purpose toward his board not to exceed ~~\$25~~ \$40 per week or a prorated amount for any fraction thereof.

Sec. 2. Appropriation. There is appropriated from the General Fund to the Department of Educational and Cultural Services the sum of \$32,505 to carry out the purposes of this Act. The breakdown shall be as follows:

	1975-76	1976-77
EDUCATIONAL AND CULTURAL SERVICES, DEPARTMENT OF All Other	\$16,252.50	\$16,252.50
Effective October 1, 1975		

CHAPTER 607

AN ACT Relating to Definition of Out-of-State Service under State Retirement System.

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

5 MRSA § 1001, sub-§ 15, is amended to read:

15. **Out-of-state service.** "Out-of-state service" shall mean service rendered as an employee of any state, territory or possession of the United States, except Maine, or of any political subdivision of any such state, territory or possession.

Effective October 1, 1975

CHAPTER 608

AN ACT to Reorganize the State Personnel Board.

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

Whereas, the State has enacted the State Employees Labor Relations Act, which established for all state employees the right to collectively bargain with the State and to form bargaining units; and

Whereas, one of the members of the State Personnel Board is chosen by the Maine State Employees Association; and

Whereas, representation of only one collective bargaining agent on the State Personnel Board might be injurious to the rights of all other collective bargaining agents that may be affected by the State Employees Labor Relations Act; 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 § 591, as amended by PL 1967, c. 476, § 11, is repealed and the following enacted in place thereof:

§ 591. Membership; term; compensation

The State Personnel Board, as heretofore established, shall be composed of 5 members, who shall have expertise in personnel relations or management. No more than 3 members of the board shall be of the same political party. Each member shall be appointed by the Governor with the advice and consent of the Council. One member of the board shall be designated by the Governor as chairperson. Each member shall be appointed for a term of 4 years and until his successor has been appointed and qualified. Any vacancy shall be filled within 60 days by the Governor, with the advice and consent of the Council, for the unexpired portion of the term.

The members of the board shall receive \$50 a day for the time actually spent in the discharge of their duties and their necessary expenses.

Sec. 2. Transitional clause. The 3 public members currently serving on the State Personnel Board shall continue in office until the expiration of their respective terms and until their successors have been appointed and qualified.

The appointments of the 2 additional public members to the board shall be made within 60 days after the passage of this Act. The first such member to be appointed shall replace the state employee elected to the board by the council of the Maine State Employees Association; the 2nd such member appointed shall replace that member of the board who is a department head. Until their successors are appointed, the elected state employee and the department head on the board shall continue to serve. They shall receive no compensation, except for their necessary expenses.

Sec. 3. Appropriation. There is appropriated from the General Fund to the State Personnel Board the sum of \$10,608 to carry out the purposes of this Act. The breakdown shall be as follows:

	1975-76	1976-77
STATE PERSONNEL BOARD		
Personal Services	\$5,304	\$5,304

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