

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

One Hundred and Seventh Legislature

AT THE

1ST SPECIAL SESSION

JANUARY 19, 1976 TO APRIL 29, 1976

AND

2ND SPECIAL SESSION

JUNE 14, 1976

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

PORTLAND LITHOGRAPH COMPANY
PORTLAND, MAINE
1977

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Seventh Legislature
AT THE FIRST SPECIAL SESSION
January 19, 1976 to April 29, 1976
AND THE SECOND SPECIAL SESSION
June 14, 1976

Supplementary to the Acts and Resolves of the Regular Session

[supplied from page 3097 of volume]

29 MRSA § 1652, sub-§ 4, ¶ A, sub-¶ (5) is enacted to read:

(5) Semitrailers designed and used exclusively for the dispensing of cable from reels attached thereto, commonly called reel trailers, and semitrailers designed and used exclusively to support the end of poles while being transported, commonly called pole dollies, with a gross weight of that semitrailer and load not to exceed 12,000 pounds shall be excluded from the provisions of this subsection until the 1985 registration year.

Effective July 29, 1976

CHAPTER 635

AN ACT Relating to the Listing of Officers and Directors under the Nonstock Corporation Law.

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

Whereas, the requirement that officers and directors of nonstock corporations be listed on the certificate of incorporation was inadvertently removed from the law; and

Whereas, such information is of vital significance to the public; 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Sec. 1. 13 MRSA § 903, 1st and last sentences, as repealed and replaced by PL 1975, c. 487, § 3, are amended to read:

They shall prepare, sign and make oath to a certificate setting forth the name, location, officers and directors, trustees or managing board and purposes of the corporation.

No fee shall be required by the Attorney General but the Secretary of State shall receive for filing such certificate or amendment thereto, a fee of \$5 in advance and registers of deeds shall receive for recording such certificate or ~~amendment~~ amendment thereto, the fee of \$5.

Sec. 2. 13 MRSA § 931, 1st sentence, as amended by PL 1975, c. 487, § 4, is further amended to read:

~~They~~ The incorporators shall adopt a corporate name, and they, their associates and successors may have continual succession; have a common seal;

elect all necessary officers; adopt bylaws not inconsistent with law and enforce the same by suitable penalties; have the same rights and be under the same liabilities as other corporations in prosecuting and defending civil actions; and enjoy all other rights, privileges and immunities of a legal corporation.

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

Effective February 13, 1976

CHAPTER 636

AN ACT Concerning the Provision of Legal Services by Third-Year Law Students.

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

Whereas, this proposed legislation authorizes those senior law students who are Maine residents attending an American Bar Association approved law school which is outside Maine to appear in court on behalf of this State, or its agencies or to provide legal services for the indigent; and

Whereas, it is the purpose of this legislation to permit these students to undertake this type of employment this summer and thus to gain needed legal experience which can benefit the people of Maine; and

Whereas, unless enacted as an emergency, this Act may not take effect until the summer is partially over, a situation which would deprive these students of summer jobs this year and thus partially frustrate the purpose of this 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:

4 MRSA § 807, last ¶, as enacted by PL 1969, c. 396, is amended to read:

Notwithstanding any of the other provisions of this chapter and under such terms, conditions, limitations, qualifications and supervision as the Supreme Judicial Court shall by rule require, a senior law student in a law school in this State approved by the American Bar Association or a senior law student who is a Maine resident and who is enrolled in a law school which is in another state and which is approved by the American Bar Association, may appear in the courts of the State on behalf of the State or an agency thereof, or