

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 EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

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 AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND EIGHTH LEGISLATURE

1977

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

22 MRSA § 2801, 2nd ¶ is repealed and the following enacted in its place:

Persons filing notice of intention to marry, either of whom has been previously married, shall submit therewith a certificate or certified copy of the divorce decree or annulment of the last marriage or the death record of the last spouse. If both have been previously married, both shall file such certificate or record. The clerk shall make a notation on the reverse side of the marriage intention form showing the title and location of the courts, the names of the parties to the proceeding for the divorces or annulments and the date when the decrees became absolute. In the case of a death, the clerk shall show the name of the deceased, along with the date and place of death.

Effective October 24, 1977

CHAPTER 10

AN ACT to Extend the Time During which School Budgets may be Adopted.

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

Whereas, the Legislature will consider amendments to the school funding laws that may substantially affect the portion of educational costs borne by property taxes during the current or ensuing fiscal year; and

Whereas, municipalities and school districts are required by law to adopt their annual budgets prior to specified times that may occur before the Legislature has acted upon such amendments; and

Whereas, it is vital that assessments committed for collection during the current or ensuing fiscal year accurately reflect the requirements of the most recent actions of the Legislature in order to avoid hardship or inconvenience to the taxpayers of the State; 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:

20 MRSA § 3754 is enacted to read:

§ 3754. School budget adoption period extended

Notwithstanding any provisions of statute or charter to the contrary, municipalities, School Administrative Districts and community school districts may adopt their respective annual budgets at any time prior to May 1, 1977.

Municipal officers and school directors or trustees may not certify to the assessors any amount to be raised by taxation until such time as a final budget has been approved that includes the total educational cost estimates for the current or ensuing fiscal year. Expenditures may be made by municipalities or school districts after the commencement of, and prior to adoption of a final budget for, the current or ensuing fiscal years 1977 and 1978 based on interim or partial budgets adopted by the municipal officers, boards of directors of School Administrative Districts, or boards of trustees of community school districts. A final budget approved by a municipality or school district prior to the effective date of this Act may be reconsidered and any warrants issued to assessors pursuant to the adopted budgets may be revoked. If a municipal charter provides that a budget proposed by a municipal official or body becomes effective when the municipal legislative body fails to adopt a budget by a specified date or within a specified period of time and that date falls prior to May 1st, that date shall be governed by the provisions of this section for the calendar year 1977.

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

Effective February 25, 1977

CHAPTER 11

AN ACT Pertaining to Issuance of Marriage Licenses.

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

19 MRSA § 62, 4th sentence from the end is repealed and the following enacted in its place:

No certificate shall be issued to a person under 16 years of age without the written consent of that minor's parents, guardians or persons to whom a court has given custody of that minor first presented, if the minor has any living, and without that clerk, having notified the Judge of Probate in the county in which the minor resides of the filing of these intentions, and having received in writing the consent from the judge to issue the certificate. If no written consent from the judge has been received by the 10th day from the filing of notice of intentions of marriage, consent shall be deemed to have been received, and the clerk shall issue the certificate. The Judge of Probate may, in the interest of public welfare, order that no such certificate shall be issued.

Effective October 24, 1977

CHAPTER 12

AN ACT Concerning Certified Copies of Records of Marriage.