

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

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

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Augusta, Maine  
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## CHAPTER 7

H. P. 130 — L. D. 141

### **AN ACT to Clarify the Definition of Intermittent State Employees.**

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

Whereas, the present definition of intermittent state employees under Title 5, section 559, as interpreted by the Department of Personnel, restricts use of these employees to a limit of 19 hours in any one week; and

Whereas, several departments of State Government occasionally require the use of intermittent employees for more than 19 hours a week in order to maintain basic services; 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:**

5 MRSA § 559, sub-§ 1, as enacted by PL 1977, c. 667, § 2, is amended to read:

1. **Definition of intermittent positions.** Define intermittent positions, and shall in the definition limit the use of any position to employment for not more than ~~19 hours per week or 25 weeks per year~~ **500 hours per year**; and

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

Effective March 2, 1979

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## CHAPTER 8

H. P. 140 — L. D. 160

**AN ACT to Amend the Maine State Apprenticeship Council to State Apprenticeship and Training Council to Conform with Federal Recommendations under the Labor Laws.**

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

**Sec. 1.** 26 MRSA § 1001, sub-§ 3, is amended to read:

**3. Council.** "Council" shall mean the State Apprenticeship and Training Council.

**Sec. 2.** 26 MRSA § 1002, first sentence, is amended to read:

The State Apprenticeship and Training Council, as heretofore established, shall be composed of 11 members to be appointed by the Governor and made up as follows: 4 members shall be representatives of employees and shall be bona fide members of a recognized major labor organization; 4 members shall be representatives of employers and shall be bona fide employers or authorized representatives of bona fide employers; and 3 members shall be representatives of the public and shall be selected from neither industrial employers nor employees, nor shall they be directly concerned with any particular industrial employer or employee.

**Sec. 3.** 26 MRSA § 1004, sub-§ 6, is amended to read:

**6. Probation.** Provision for a period of probation during which the Apprenticeship and Training Council shall be directed to terminate the apprenticeship agreement at the request in writing of any party thereto. After the probationary period, the Apprenticeship and Training Council shall be empowered to terminate the registration of an apprentice upon agreement of the parties;

**Sec. 4.** 26 MRSA § 1004, sub-§ 7 is amended to read:

**7. Services of Apprenticeship and Training Council.** Provision that the services of the Apprenticeship and Training Council may be utilized for consultation regarding the settlement of differences arising out of the apprenticeship agreement, where such differences cannot be adjudged locally or in accordance with the established trade procedure;

Effective September 14, 1979

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## CHAPTER 9

H. P. 100 — L. D. 148

**AN ACT to Allow Prison Inmates to Attend the Funeral of a Brother or Sister.**

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

**34 MRSA § 704, first sentence,** as repealed and replaced by PL 1967, c. 297, is amended to read: