

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 1980 to June 19, 1981

AND AT THE

FIRST SPECIAL SESSION
August 3, 1981

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PUBLIC LAWS
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duties of his office, under a schedule which may be established by the commissioners, so that those duties are fully performed.

Sec. 4. Referendum; effective date. This Act shall be submitted to the legal voters of Aroostook County. The submission shall be at the discretion of the Aroostook County Board of Commissioners at a statewide election following the effective date of this Act. Aroostook County Commissioners are authorized to expend funds that are necessary to implement the referendum.

The county commissioners shall cause the preparation of the required ballots on which they state the subject matter of the Act in the following question:

“Shall the position of elected county treasurer in Aroostook County be abolished and replaced with a treasurer appointed by the county commissioners?”

The voters shall indicate by a cross or a check mark placed against the words “Yes” or “No” their opinion on this question.

This Act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at the election, provided that the total number of votes cast for and against the acceptance of this Act equals or exceeds 30% of the total votes for all candidates for Governor cast in the last gubernatorial election in that county. If, at any first election, the total number of votes cast for or against acceptance of this Act is less than 30% of the total votes for all candidates for Governor cast in that county in the last gubernatorial election, the county commissioners may call a 2nd election to be held as described in this section.

The results of the election shall be declared by the Aroostook County Commissioners and due certificates filed with the Secretary of State.

Effective pending referendum.

CHAPTER 402

H. P. 320 — L. D. 349

AN ACT to Clarify the Law Prohibiting Persons under Disabilities from Getting Married.

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

19 MRSA § 32 is repealed and the following enacted in its place:

§ 32. Persons under disability

1. Certain persons incapable of contracting marriage. No person who is impaired by reason of mental illness or mental retardation to the extent that he lacks sufficient understanding or capacity to make, communicate or implement responsible decisions concerning his person or property is capable of contracting marriage.

2. Definitions. For purposes of this section, the following terms have the following meanings.

A. "Mental illness" means a psychiatric or other disease which substantially impairs a person's mental health.

B. "Mental retardation" means a condition of significantly subaverage intellectual functioning manifested during a person's developmental period, existing concurrently with demonstrated deficits in adaptive behavior.

Effective September 18, 1981

CHAPTER 403

H. P. 1095 — L. D. 1292

AN ACT to Improve County Budget and Financial Procedures.

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

Sec. 1. 30 MRSA §§ 66 and 67 are enacted to read:

§ 66. County commissioners' authority

The county commissioners shall have final authority over the operation of all county offices by elected or appointed county officers.

§ 67. Civil violation

Any county officer who fails to follow the requirements of this chapter commits a civil violation for which a forfeiture of not more than \$200 may be adjudged.

Sec. 2. 30 MRSA § 252, last ¶, as repealed and replaced by PL 1967, c. 541, § 1, is repealed and the following enacted in its place:

The county treasurer shall keep a record of any transfers between specific line categories or from the contingent account. This record shall be certified by the county commissioners within 30 days of each transfer.

Sec. 3. 30 MRSA § 254, first ¶, 2nd sentence, as repealed and replaced by PL 1977, c. 698, § 3, is amended to read: