

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
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

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ONE HUNDRED AND TENTH LEGISLATURE

1981

Sec. 3. Effective date. This Act shall take effect July 1, 1982.

Effective July 1, 1982

CHAPTER 510

S. P. 562 — L. D. 1532

AN ACT Relating to Law Libraries.

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

Sec. 1. 4 MRSA c. 6 is enacted to read:

CHAPTER 6

LAW LIBRARIES

§ 191. State Court Library Committee

There is created a State Court Library Committee consisting of 7 voting members, 2 of whom shall be members of the public, 2 of whom shall be members of the judiciary and 3 of whom shall be attorneys. The members shall be appointed by and serve at the pleasure of the Chief Justice of the Supreme Judicial Court. The Chief Justice shall designate the chairman. The State Law Librarian and the State Court Administrator shall be ex officio nonvoting members. A quorum shall consist of 4 of the voting members. The committee shall meet at least 4 times each year. Secretarial assistance shall be provided by the Administrative Office of the Courts.

§ 192. Personnel

The State Court Administrator shall employ, subject to the approval of the State Court Library Committee, and shall supervise a professionally trained person, who shall be designated the State Court Library Supervisor. The supervisor shall have general supervision of the professional functions of all county law libraries, visit all libraries whenever necessary, meet with county law library committees, coordinate activities with the court administrator's offices, advise staff members of the clerks of courts and carry out any additional duties assigned by the State Court Library Committee.

The law libraries in locations without employees shall be maintained by the offices of the clerks of courts and the duties of each clerk's office shall be specified by the State Court Administrator, subject to the approval of the State Court Library Committee.

§ 193. System of law libraries

There shall be a system of law libraries within the State, under the supervision of the State Court Library Committee. These libraries shall be arranged in a tier system according to the extent of potential use.

Tier I libraries shall be located in:

Cumberland County, Portland; and
Penobscot County, Bangor.

Tier II libraries shall be located in:

Androscoggin County, Auburn;
Aroostook County, Houlton; and
Hancock County, Ellsworth.

Tier III libraries shall be located in:

Franklin County, Farmington;
Knox County, Rockland;
Lincoln County, Wiscasset;
Oxford County, South Paris;
Sagadahoc County, Bath;
Somerset County, Skowhegan;
Washington County, Machias; and
York County, Alfred.

Tier IV libraries shall be located in:

Aroostook County, Caribou;
Kennebec County, Augusta;
Oxford County, Rumford;
Piscataquis County, Dover-Foxcroft; and
Waldo County, Belfast.

All funds appropriated by the Legislature for the use and benefit of the law libraries after the effective date of this chapter shall be paid to the Administrative Office of the Courts and shall be disbursed by that office under the direction of the State Court Library Committee for purchase of law books, legal literature and library equipment and necessary personnel. The committee shall allocate a specific amount of any appropriation for each tier, and each library within a specific tier shall receive an equal share of that amount.

The State Court Library Committee shall establish guidelines for each tier.

§ 194. Duties of State Court Library Committee

The State Court Library Committee shall govern the county law library system. It shall formulate policy and exercise control and may delegate administrative policy.

§ 195. County law libraries

There is created a County Law Library Committee, of not less than 3 nor more than 7 members, in each county in which a county law library is located. The members of the committee shall be appointed or elected by the county bar association, as its bylaws may provide. Membership on the committee need not be restricted to attorneys. The County Law Library Committee shall appoint a chairman, a treasurer and a clerk.

§ 196. Duties, county committee

The County Law Library Committee shall establish local operating policies, such as, but not limited to, hours, circulation policies, smoking rules, access and photocopy privileges. Each county committee shall exercise supervision over the expenditures of private and nonstate funds, including endowments, and may use those funds to upgrade its county law library. Each County Law Library Committee, together with the State Court Library Committee, shall develop its basic collection within guidelines established by the State Court Library Committee. Each county committee, in consultation with the State Court Library Committee, shall determine new acquisitions. Each county committee shall determine space requirements, with the advice and assistance of the State Court Library Committee.

§ 197. Duties of treasurer and clerk

The treasurer of each County Law Library Committee, under the direction of the County Law Library Committee, shall apply all private and nonstate moneys received, and all bequests and gifts, to form and operate a law library. The clerk shall keep an exact record of all the proceedings of the committee.

The treasurer shall, annually, before the last Wednesday in January, deposit in the office of the State Court Library Committee a statement of the funds received and expended by the treasurer during the year preceding.

§ 198. Rules

The Supreme Judicial Court may promulgate rules to implement the purposes of this chapter.

Sec. 2. 27 MRSA c. 7, as amended, is repealed.

Sec. 3. Intent. It is the intent of the Legislature that each officer of the several county law library associations, who is serving as such on the effective date of this Act, shall continue to serve until a vacancy has occurred, at which time the Revised Statutes, Title 4, chapter 6, shall become operative with respect to that association.

Sec. 4. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1981-82	1982-83
JUDICIAL DEPARTMENT		
Positions		(1)
Personal Services		\$19,000
All Other	\$50,000	55,000
Capital Expenditures		1,000
	_____	_____
Total	\$50,000	\$75,000

Any unexpended balances on June 30, 1982, shall not lapse, but shall carry forward to the next fiscal year to be used to assist any libraries to meet minimum standards.

Effective September 18, 1981

CHAPTER 511

S. P. 614 — L. D. 1620

AN ACT to Require the Department of Human Services to Provide Home-based Care as an Alternative to Nursing Home Care.

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