

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

SECOND SPECIAL SESSION
September 5, 1996 to September 7, 1996

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 4, 1996 to March 27, 1997

FIRST SPECIAL SESSION
March 27, 1997 to June 20, 1997

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 26, 1997

FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 1997

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1997

otherwise expressly and conspicuously provided in the proxy.

3. Revocation. A proxy is revocable at the pleasure of the person executing it. A proxy may be revoked, without limitation, by an instrument that in terms revokes the proxy or by a subsequent duly executed proxy. The authority of a proxy holder is not revoked by death or supervening incapacity of the member executing the proxy unless, before the authority is exercised, written notice of death or incapacity is filed with the corporate officer responsible for maintaining the list of members. The presence at a members' meeting of the member appointing a proxy does not of itself revoke the proxy. A member may revoke an appointment of a proxy by giving notice to the corporate officer responsible for maintaining a list of members or by giving notice in open meeting of the members.

See title page for effective date.

CHAPTER 8

S.P. 68 - L.D. 207

An Act to Change How the Mileage Allowance is Determined for Sheriffs and Deputies

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

Sec. 1. 30-A MRSA §421, 3rd ¶, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, is further amended to read:

In addition to the fees charged for service, travel shall may be charged for each mile actually traveled at the same rate at which state county government employees are reimbursed within that county, except that all travel initiated on behalf of a state government agency must be reimbursed under Title 5, section 8.

See title page for effective date.

CHAPTER 9

H.P. 187 - L.D. 240

An Act to Terminate Spousal Support upon the Death of the Payee

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

Sec. 1. 19 MRSA §721, sub-§8 is enacted to read:

8. Cessation upon death of payee. Unless otherwise stated in the court order awarding alimony, the obligation to make any payment pursuant to this section ceases upon the death of the payee with respect to any payment not yet due and owing as of the date of the payee's death. This subsection is repealed October 1, 1997.

Sec. 2. 19-A MRSA §951, sub-§7 is enacted to read:

7. Cessation upon death of payee. Unless otherwise stated in the court order awarding spousal support, the obligation to make any payment pursuant to this section ceases upon the death of the payee with respect to any payment not yet due and owing as of the date of the payee's death.

Sec. 3. Effective date. That section of this Act that enacts Maine Revised Statutes, Title 19-A, section 951, subsection 7 takes effect October 1, 1997.

See title page for effective date, unless otherwise indicated.

CHAPTER 10

S.P. 163 - L.D. 492

An Act to Adjust the Residency Requirement for District Court Judges to Include the Counties in Which They Reside

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

Sec. 1. 4 MRSA §157, sub-§1, ¶A, as amended by PL 1995, c. 665, Pt. X, §1 and affected by §2, is further amended to read:

A. The Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over judiciary matters and to confirmation by the Legislature, shall appoint to the District Court 27 judges. At least one judge must be appointed from each district who is a resident of ~~the district~~ a county in which the district lies, except that in District 3 there must be 2 judges appointed who are residents of ~~the district~~ a county in which the district lies; in District 6 there must be 2 judges appointed who are residents of ~~the district~~ a county in which the district lies; and in District 9 there must be 2 judges appointed who are residents of ~~the district~~ a county in which the district lies. Each District Court Judge has a term of office of 7 years.

To be eligible for appointment as a District Judge, a person must be a member of the bar of