

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)

REVISED STATUTES
OF THE
STATE OF MAINE
1954

1963 CUMULATIVE SUPPLEMENT

ANNOTATED

IN FIVE VOLUMES

VOLUME 1

Discard Previous Supplement

THE MICHIE COMPANY
CHARLOTTESVILLE, VIRGINIA
1963

conditions and controls involved in the administration of federal and state grant programs.

IV. Information. To make available information to the executive and legislative branches of the state and municipal government in the review of proposed and existing legislation to determine the overall effect on all the levels of government.

V. Discussion and study. To encourage discussion and study at an early stage of emerging public problems that are likely to require intergovernmental cooperation.

VI. Allocation of governmental functions. To recommend the most desirable allocation of governmental functions, responsibilities and revenues among the several levels of government.

VII. Tax laws. To recommend methods of coordinating and simplifying tax laws and administrative practices to achieve a more orderly and less competitive fiscal relationship between the levels of government and to reduce the burden of compliance for taxpayers.

VIII. Legislation. To recommend to the federal government changes in present federal laws and to recommend any new legislation the commission deems advisable.

IX. Cooperate with other agencies. To work with national, state and local organizations including but not limited to the American Municipal Association, United States Conference of Mayors, the Main Municipal Associations, and other public and private organizations. (1963, c. 378, § 1.)

Sec. 5. Meetings of commission; hearings; committees. — The commission shall hold meetings quarterly and at such other times as it deems necessary. The commission shall hold hearings from time to time on matters that it deems to be in the public interest. The commission shall have power to establish such delegations and committees as it deems advisable, whose members may or may not be made up from the members of the commission, from state officials or from private citizens, such delegations or committees to be charged with the duty of conferring and formulating proposals concerning effective means to secure intergovernmental harmony and of performing such other functions for the commission as it may from time to time require. (1963, c. 378, § 1.)

Sec. 6. Reports, compensation and expenses. — The commission shall report to the governor at least 30 days before the convening of each regular legislative session, which report shall be transmitted by the governor to the legislature, and it may report to the governor at such other times as it deems appropriate. Its members shall serve without compensation but shall receive necessary travel expenses. (1963, c. 378, § 1.)

Chapter 11.

Executive Department. Council.

Sections 1 to 2-A. Governor.
 Section 2-B. Temporary Deputy Commissioner.
 Section 12-A. Promotion of Maine.
 Section 12-B. Poetry Day.

Governor.

Sec. 1. Official residence of governor; office hours; private secretary; salary.

The governor shall receive an annual salary of \$15,000. (R. S. c. 11, § 1. 1947, c. 285, § 1. 1953, c. 186. 1959, c. 266, § 1.)

Effect of amendment.—The 1959 amendment substituted the figures “\$15,000” for the figures “\$10,000” in the last paragraph. As the rest of the section was not changed by the amendment, only the last paragraph is set out.

Effective date. — Section 2 of the 1959 act amending this section provided that the act becomes effective on the first Wednesday of January 1963.

Sec. 2-A. Expense account of governor-elect.—There shall be established the “governor-elect’s expense account” to which shall be credited the sum of \$1,500 as a continuing reserve. At the close of each fiscal year there shall be transferred from unappropriated surplus an amount sufficient to restore such expense account to \$1,500.

This appropriation shall be available for expenditure by the governor-elect at his discretion, provided he is governor-elect to his first term in office. This account shall not be subject to audit, except as to total amount to be paid. (1955, c 476.)

Temporary Deputy Commissioner.

Sec. 2-B. Appointment of temporary deputy commissioner; removal; salary.—In order to provide for the uninterrupted and orderly functioning of any agency, board, commission or department of the state government during a vacancy in the office of the appointive or elective head thereof and whenever there is no state official, deputy, assistant or other state employee duly authorized by law to exercise the powers and perform the duties of such appointive or elective head during such vacancy, the governor is hereby empowered to appoint a temporary deputy commissioner to exercise the powers and perform the duties of the appointive or elective head of such office during such vacancy. The term of office of such temporary deputy commissioner so appointed shall be at the pleasure of the governor and shall not extend beyond the date of qualification of a successor to the office of appointive or elective head of such agency, board, commission or department or 60 days from the date of his appointment, whichever shall first occur. Such temporary deputy commissioner shall not be eligible for reappointment. Such temporary deputy commissioner shall be appointed from the personnel of the agency, board, commission or department in which such vacancy occurs.

During the term of such appointment, the temporary deputy commissioner shall be paid a salary to be determined by the governor but not to exceed that received by the appointive or elective head at the termination of his services with the state government.

In the event an employee in the classified service of the state government is appointed as a temporary deputy commissioner he shall, during the term of his appointment as temporary deputy commissioner, retain all of the rights and all of the retirement benefits to which he may be entitled as a classified employee of the state government. (1957, c. 256.)

Executive Council.

Sec. 4. Orders of governor and council to expire at end of its term.—Any order issued by the governor and council, except orders relating to the appointment of officers and employees of the state authorized by law, or fixing their compensation, and orders authorizing contracts which may not be wholly performed during the term of the council passing such orders, shall cease to be of any effect or validity at the end of the biennium for which the council passing the order was elected. (R. S. c. 11, § 4. 1957, c. 397, § 6.)

Effect of amendment. — The 1957 line 3 immediately preceding the word amendment substituted “or” for “of” in “fixing”.

Promotion of Maine.

Sec. 12-A. Promotion of Maine.—There is hereby established a special account, to be set up by the state controller, to be designated “Promotion of Maine Account” for the purpose of promoting Maine and to which shall be credited such amounts as are appropriated by the legislature therefor.

This account shall be under the complete supervision and control of the governor and council, and the governor and council is authorized in its discretion to designate any part of this account for meeting necessary expenses in providing for such needs in the promotion of Maine after ample evidence is presented of the need for an allotment from this account.

No allotment or release shall be authorized for any normal operation of the state government for which funds have been provided by the legislature, it being the intent of the legislature that the use of this account be limited to such unusual and unforeseen needs as may arise in the promotion of specific projects which bear a direct positive effect on the economy of Maine. This shall not be construed to authorize the governor and council to create any new department or function, and no part of this account shall be used for attorneys’ fees, increases of salaries, the creation of any new positions in any department of the state government, or for the construction or equipping of any building. (1957, c. 51, § 1.)

Editor’s note.—Public Laws 1957, c. 51, 2 of such act appropriated various sums which added this section, became effective for the fiscal years ending on June 30th of 1957, 1958 and 1959, respectively.

Poetry Day.

Sec. 12-B. Poetry Day.—The state of Maine designates October 15th as Poetry Day, recommending that in the week following schools, churches, libraries, clubs and organizations, the newspapers, radio and television give recognition to the poets who have helped or are helping to make Maine famous in the field of poetry throughout the world. (1957, c. 66; c. 429, §§ 5, 6.)

Editor’s note.—P. L. 1957, c. 66, which added this section, designated it § 12-A. **Effective date.**—P. L. 1957, c. 429, repealed c. 66. Section 6, c. 429, then added a new section, designated § 12-B, containing provisions identical to those of the repealed section. P. L. 1957, c. 429, § 5, repealed c. 66. Section 6, c. 429, then added a new section, designated § 12-B, containing provisions identical to those of the repealed section. **Effective date.**—P. L. 1957, c. 429, became effective on its approval, October 31, 1957.

Chapter 12.

State Civil Defense and Public Safety Council.

Sec. 3. Definitions.

“Political subdivision” includes counties, cities, towns, villages, townships, districts, authorities and other public corporations and entities whether organized and existing under charter or general law. (1949, c. 298. 1951, c. 273, § 2. 1961, c. 171, § 2.)

Effect of amendment.—The 1961 amendment rewrote the last paragraph. As the rest of the section was not affected by the amendment, it is not set out.

Sec. 4. State civil defense and public safety agency.—Whenever it is deemed advisable by the governor, there shall be created within the executive branch of the state government a department of civil defense and public safety, as heretofore established and hereinafter in this chapter called the “civil defense and public safety agency,” and a director of civil defense and public safety, hereinafter in this chapter called the “director,” who shall be the head thereof. The director shall be appointed by the governor with the advice and consent of