

# MAINE STATE LEGISLATURE

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(New Draft of H.P. 1571, L.D. 2081)

SECOND REGULAR SESSION

ONE HUNDRED AND ELEVENTH LEGISLATURE

Legislative Document

No. 2389

H.P. 1807

House of Representatives, April 2, 1984

Reported by Representative Gwadosky from the Committee on State Government and printed under Joint Rule 2.

EDWIN H. PERT, Clerk

STATE OF MAINE

IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-FOUR

AN ACT to Establish Standards and a  
Policy for the Compensation of Members of  
Boards, Commissions and Similar Organizations.

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

Sec. 1. 1 MRSA §1002, sub-§§1 and 4, as enacted by PL 1975, c. 621, §1, are amended to read:

1. Membership. The Commission on Governmental Ethics and Election Practices, ~~hereinafter~~ established by Title 5, section 12004, subsection 8, called the "commission," shall consist of 7 members to be appointed as follows:

A. The President of the Senate and the floor leaders of the 2 major parties in the Senate shall each appoint one member, with the concurrence of 2/3 vote of the Senate. Each such member

1 shall be appointed in January of each even-  
2 numbered year, and shall serve a term of 2 years  
3 from the date of appointment or until his succes-  
4 sor is appointed and qualified.

5 B. The Speaker of the House and the floor lead-  
6 ers of the 2 major parties in the House of Repre-  
7 sentatives shall each appoint one member, with  
8 the concurrence of 2/3 vote of the House of Rep-  
9 resentatives. Each such member shall be appointed  
10 in January of each even-numbered year, and shall  
11 serve a term of 2 years from the date of appoint-  
12 ment or until his successor is appointed and  
13 qualified.

14 C. The 6 members so appointed shall, by an af-  
15 firmative vote of at least 5 members, elect a 7th  
16 member, who shall act as chairman, and who shall  
17 serve a term of 2 years, or until his successor  
18 is appointed and qualified.

19 The appropriate appointing authority shall appoint  
20 members to vacancies on the commission as they shall  
21 occur or upon expiration of terms. Any vacancy shall  
22 be filled for the unexpired portion of the term in  
23 which such vacancy occurs.

24 4. Expenses. The members of the commission shall  
25 be reimbursed for all necessary expenses that they  
26 may incur through service as commissioners, including  
27 expenses for travel, which shall be paid in the same  
28 manner as travel expenses are paid to members of the  
29 Legislature compensated according to Title 5, chapter  
30 379.

31 Sec. 2. 3 MRSA §2-A, sub-§1, as enacted by PL  
32 1981, c. 498, §1, is amended to read:

33 1. State Compensation Commission established.  
34 There is established the The State Compensation Com-  
35 mission, to established by Title 5, section 12004,  
36 subsection 10, shall consist of 5 members appointed  
37 as follows: Two members shall be appointed by the  
38 President of the Senate; 2 members shall be appointed  
39 by the Speaker of the House; and one member shall be  
40 appointed by a majority of the preceding 4 commis-  
41 sioners, and shall serve as chairman of the commis-  
42 sion. The 5 members shall be residents of the State,

1 appointed from the public. No one may be appointed  
2 who is a Legislator at the time of his appointment.

3 All members shall be appointed for a term to coincide  
4 with the legislative biennium. Vacancies shall be  
5 filled in the same manner as the original appoint-  
6 ments, for the balance of the unexpired term.

7 The members of the commission shall be paid a per di-  
8 em, expenses and allowances at the same rate as  
9 Legislators compensated as authorized by Title 5,  
10 chapter 379.

11 Sec. 3. 3 MRSA §201 is amended to read:

12 §201. Commission on Interstate Cooperation

13 The Maine Commission on Interstate Cooperation,  
14 as heretofore established authorized by Title 5, sec-  
15 tion 12004, subsection 12, shall be composed of 9  
16 regular members; namely, 3 state officials to be ap-  
17 pointed by the Governor, 3 members of the Senate to  
18 be appointed by the President of the Senate and 3  
19 members of the House of Representatives to be ap-  
20 pointed by the Speaker of the House of Representa-  
21 tives. The Governor, the President of the Senate and  
22 the Speaker of the House of Representatives shall be  
23 ex officio members of the commission.

24 Sec. 4. 3 MRSA §206 is amended to read:

25 §206. Reports; service without compensation

26 The commission shall report to the Governor with-  
27 in 15 days after the convening of each regular legis-  
28 lative session, which report shall be transmitted by  
29 the Governor to the Legislature, and it may report to  
30 the Governor at such other times as it deems appro-  
31 priate. ~~Its members and the~~ The members of all dele-  
32 gations and committees which it establishes shall  
33 serve without compensation for such service as pro-  
34 vided in Title 5, chapter 379.

35 Sec. 5. 3 MRSA §227, as enacted by PL 1977, c.  
36 605, §1, is amended to read:

37 §227. Maine-Canadian Legislative Advisory Commission

1           There is established the The Maine-Canadian Leg-  
2 islative Advisory Commission. The commission, as au-  
3 thorized by Title 5, section 12004, subsection 12,  
4 shall consist of 7 members, all of whom shall be cit-  
5 izens of this State. The Speaker of the House shall  
6 appoint 4 members, 2 for a term of one year and 2 for  
7 a term of 2 years. The President of the Senate shall  
8 appoint 3 members, 2 for a term of one year and 1 one  
9 for a term of 2 years. At least one member appointed  
10 by the President of the Senate and one member ap-  
11 pointed by the Speaker of the House shall be fluent  
12 in the French language. In the event of the death or  
13 resignation of any member, the vacancy shall be  
14 filled for the remainder of the term in the same man-  
15 ner as the original appointment.

16           Members shall serve without compensation but may  
17 be reimbursed for travel and per diem expenses at the  
18 rate then current for state employees from any funds  
19 available under section 226 be compensated as provided  
20 in Title 5, chapter 379. Four members shall  
21 constitute a quorum. The commission shall designate  
22 one of its members as chairman.

23           Sec. 6. 3 MRSA §241, as amended by PL 1975, c.  
24 771, §15, is further amended to read:

25           §241. Organization and duties

26           The Commission on Uniform State Laws, as  
27 heretofore established by Title 5, section 12004,  
28 subsection 12, shall consist of 3 members to be ap-  
29 pointed for a term of 4 years by the Governor. The  
30 commission shall examine subjects on which uniformity  
31 of legislation in the different states is desirable;  
32 ascertain the best means to effect uniformity; coop-  
33 erate with the commissioners of other states in the  
34 consideration and drafting of uniform acts for sub-  
35 mission to the Legislatures of the several states;  
36 and prepare bills for introduction in the Legisla-  
37 ture.

38           Each commissioner shall serve without compensa-  
39 tion, but shall be entitled to receive his actual  
40 disbursements for his expenses in performing the du-  
41 ties of his office be compensated as provided in Ti-  
42 tle 5, chapter 379.

1           Sec. 7. 3 MRSA §271 is amended to read:

2           §271. Establishment of commission

3           The Commission on Intergovernmental Relations, as  
4 ~~heretofore~~ established by Title 5, section 12004,  
5 subsection 12, shall be composed of 7 regular mem-  
6 bers. Two members shall be appointed from the Senate  
7 by the President of the Senate, 2 members from the  
8 House of Representatives shall be appointed by the  
9 Speaker of the House of Representatives, and 3 mem-  
10 bers shall be appointed by the Governor. Two of the  
11 members appointed by the Governor shall be municipal  
12 officials and one member shall represent the public  
13 at large.

14           Sec. 8. 3 MRSA §276 is amended to read:

15           §276. Reports; compensation

16           The commission shall report to the Governor at  
17 least 30 days before the convening of each regular  
18 legislative session, which report shall be trans-  
19 mitted by the Governor to the Legislature, and it may  
20 report to the Governor at such other times as it  
21 deems appropriate. Its members shall ~~serve without~~  
22 ~~compensation but shall receive necessary travel~~  
23 ~~expenses be compensated as provided in Title 5, chap-~~  
24 ~~ter 379.~~

25           Sec. 9. 4 MRSA §191, as enacted by PL 1981, c.  
26 510, §1, is amended to read:

27           §191. State Court Library Committee

28           There is created a The State Court Library Com-  
29 ~~mittee consisting~~, as established in Title 5, section  
30 12004, subsection 8, shall consist of 7 voting mem-  
31 bers, 2 of whom shall be members of the public, 2 of  
32 whom shall be members of the judiciary and 3 of whom  
33 shall be attorneys. The members shall be appointed by  
34 and serve at the pleasure of the Chief Justice of the  
35 Supreme Judicial Court. The Chief Justice shall des-  
36 ignate the chairman. The State Law Librarian and the  
37 State Court Administrator shall be ex officio nonvot-  
38 ing members. A quorum shall consist of 4 of the vot-  
39 ing members. The committee shall meet at least 4

1 times each year. Secretarial assistance shall be pro-  
2 vided by the Administrative Office of the Courts.

3 Sec. 10. 4 MRSA §451, as amended by PL 1979, c.  
4 36, is further amended to read:

5 §451. Establishment

6 A Judicial Council, as ~~heretofore~~ established by  
7 Title 5, section 12004, subsection 10, shall make a  
8 continuous study of the organization, rules and meth-  
9 ods of procedure and practice of the judicial system  
10 of the State, the work accomplished and the results  
11 produced by that system and its various parts. The  
12 council shall be composed of the Chief Justice of the  
13 Supreme Judicial Court, who shall also serve as  
14 chairman, the Attorney General, the Chief Judge of  
15 the District Court, and the Dean of the University of  
16 Maine School of Law, each to serve ex officio, and an  
17 Active or Retired Justice of the Supreme Judicial  
18 Court, 2 Justices of the Superior Court, one Judge of  
19 the District Court, one judge of a Probate Court, one  
20 clerk of the judicial courts, 2 members of the bar  
21 and 6 laymen, to be appointed by the Governor. The  
22 appointments by the Governor shall be for such peri-  
23 ods, not exceeding 4 years, as he shall determine.

24 Sec. 11. 4 MRSA §453, as amended by PL 1965, c.  
25 240, §2, is repealed and the following enacted in its  
26 place:

27 §453. Expenses

28 Each member shall be compensated as provided in  
29 Title 5, chapter 379, out of any appropriation made  
30 for the purpose and approved by the Chief Justice.  
31 The council may appoint one of its members or some  
32 other suitable person to act as secretary for the  
33 council.

34 Sec. 12. 4 MRSA §801, as amended by PL 1977, c.  
35 694, §2, is further amended to read:

36 §801. Board of examiners; tenure; compensation,  
37 meetings

1           The Board of Examiners for the Examination of Ap-  
2           plicants for Admission to the Bar, as ~~heretefere~~ es-  
3           tablished by Title 5, section 12004, subsection 1,  
4           and ~~hereinafter~~ in this chapter called the "board,"  
5           shall be composed of 7 lawyers of the State and one  
6           representative of the public, each of whom shall hold  
7           office for a term of 5 years beginning on the first  
8           day of September of the year of appointment and end-  
9           ing on the last day of August of the year of expira-  
10          tion of the appointment. As terms expire, lawyer mem-  
11          bers of the board shall be appointed annually by the  
12          Governor on the recommendation of the Supreme Judi-  
13          cial Court and the public member shall be appointed  
14          by the Governor. Vacancies occurring from death,  
15          resignation, removal or inability to act shall be  
16          filled in like manner for the unexpired term. The  
17          board shall hold at least 2 sessions annually at such  
18          times and places in the State as the board shall de-  
19          termine and the Supreme Judicial Court shall approve  
20          for the purpose of examining all applicants for ad-  
21          mission to the bar, as to their legal learning and  
22          general qualifications to practice in the several  
23          courts of the State as attorneys and counselors at  
24          law and solicitors and counselors in chancery. Upon  
25          such examination being had, the board shall issue to  
26          each applicant who shall pass the required examina-  
27          tions and satisfy all other requirements of this  
28          chapter a certificate of qualification stating the  
29          standing of the applicant and recommending his admis-  
30          sion to the bar. The members of the board shall elect  
31          from their number a secretary and a chairman who may,  
32          but need not, be the same person and shall make such  
33          rules and regulations relative to the performance of  
34          the duties of the board and to the examinations which  
35          the board conducts as to them may seem proper. Four  
36          members of said board shall constitute a quorum for  
37          the transaction of business. All rules and regula-  
38          tions adopted by the board shall be promulgated in  
39          the manner provided by the Maine Administrative Pro-  
40          cedure Act, Title 5, chapter 375, subchapter II.

41                 The secretary of the board shall be the treasurer  
42                 thereof and shall receive all fees, charges and as-  
43                 sessments payable to the board and account for and  
44                 pay over the same according to law.



1           The members of the board shall each receive as  
2 ~~compensation for their services \$40 a day for the~~  
3 ~~time actually spent and their necessary expenses in-~~  
4 ~~curring in the discharge of their duties, to be certi-~~  
5 ~~fied by the secretary of the board be compensated as~~  
6 ~~provided in Title 5, chapter 379.~~

7           Sec. 13. 5 MRSA §96, as enacted by PL 1973, c.  
8 625, §16, is amended to read:

9           §96. Archives Advisory Board

10           There shall be an The Archives Advisory Board,  
11 the function of which established by section 12004,  
12 subsection 10, shall be serve to advise the State Ar-  
13 chivist in his administration of this chapter and to  
14 perform such other duties as may be prescribed by  
15 law. The board shall consist of 9 persons especially  
16 interested in the history of the State appointed by  
17 the Governor as advisors for overlapping terms of 6  
18 years. The 3 new advisors shall be first appointed  
19 one for one year, one for 3 years and one for 5  
20 years. Their successors shall be appointed for terms  
21 of 6 years. Each advisor shall serve for the term of  
22 his appointment and thereafter until his successor is  
23 appointed and qualified. In case of the termination  
24 of an advisor's service during his term, the Governor  
25 shall appoint a successor for the unexpired term. Ad-  
26 visors shall ~~serve without compensation, but shall~~  
27 ~~receive their necessary expenses be compensated as~~  
28 ~~provided in chapter 379.~~

29           Sec. 14. 5 MRSA §293, as amended by PL 1975, c.  
30 766, §4, is further amended to read:

31           §293. Internship committee

32           ~~The State Government Internship Program Advis-~~  
33 ~~ory Committee, established by section 12004, subsec-~~  
34 ~~tion 10, shall serve to further the purposes of the~~  
35 ~~program and to provide for broad representation of~~  
36 ~~institutions of higher learning within Maine and of~~  
37 ~~State Government; there is created a. The State Gov-~~  
38 ~~ernment Internship Program Advisory Committee to~~  
39 ~~shall be comprised of the President of the Senate and~~  
40 ~~Speaker of the House or their designated representa-~~  
41 ~~tives; the Governor or his designated representative;~~

1 the Commissioner of Personnel; and the Director, Bu-  
2 reau of Public Administration. In addition, one fac-  
3 ulty member from each of 4 accredited, degree-grant-  
4 ing institutions of higher learning in the State of  
5 Maine shall be appointed by the Director of the Bu-  
6 reau of Public Administration for 4-year terms, pro-  
7 viding that the initial appointments under this chap-  
8 ter shall be for one, 2, 3 and 4-year terms. No fac-  
9 ulty member shall be eligible to succeed himself if  
10 he has served a full 4-year term, nor shall a faculty  
11 member be succeeded by another from the same institu-  
12 tion. Vacancies shall be filled by the director for  
13 the unexpired term. The members of the internship  
14 committee shall organize by electing a chairman and  
15 vice-chairman and shall ~~serve without pay, but they~~  
16 ~~shall be entitled to reimbursement for necessary ex-~~  
17 ~~penses incurred in attending meetings called by the~~  
18 ~~Bureau of Public Administration be compensated as~~  
19 ~~provided in chapter 379 and as authorized by the Bu-~~  
20 ~~reau of Public Administration.~~

21 Sec. 15. 5 MRSA §298, first ¶, as repealed and  
22 replaced by PL 1973, c. 622, §1, is amended to read:

23 There is created a The Capitol Planning Commis-  
24 sion, the function of which established by section  
25 12004, subsection 10, shall be to administer this  
26 chapter and to perform such other duties as may be  
27 prescribed by law.

28 Sec. 16. 5 MRSA §298, 4th ¶ from the end, as en-  
29 acted by PL 1977, c. 513, §1, is amended to read:

30 Each appointed member shall serve for the term of  
31 his appointment and thereafter until his successor is  
32 appointed and qualified. A vacancy shall be filled  
33 for the unexpired term in the same manner in which  
34 the original appointment is made. The members of the  
35 commission shall ~~serve without compensation, but~~  
36 ~~shall receive their necessary expenses be compensated~~  
37 as provided in chapter 379.

38 Sec. 17. 5 MRSA §350, as enacted by PL 1975, c.  
39 281, is amended to read:

40 §350. Statement of purpose

1 The Department of Finance and Administration, as  
2 the principal administrative and fiscal department of  
3 the State Government, has responsibilities for the  
4 general administration of state telecommunications  
5 services, including, but not limited to, telephone  
6 services, radio, teletype, microwave and data trans-  
7 mission links. It is recognized that the department  
8 should serve to provide needed coordination between  
9 state agencies utilizing telecommunications services  
10 in such areas as engineering assistance, systems  
11 maintenance, frequency allocation, systems planning,  
12 and the purchase of services and equipment. The Ad-  
13 visory Committee on State Telecommunications ~~is es-~~  
14 ~~established to,~~ established by section 12004, subsec-  
15 tion 10, shall assist the Department of Finance and  
16 Administration in providing for the coordination of  
17 state telecommunications services.

18 Sec. 18. 5 MRSA §453, first ¶, as enacted by PL  
19 1981, c. 711, §2, is amended to read:

20 The following provisions shall apply to the  
21 Mining Excise Tax Trust Fund Board of Trustees, es-  
22 established by section 12004, subsection 8, shall be  
23 subject to the following provisions.

24 Sec. 19. 5 MRSA §591, first ¶, as repealed and  
25 replaced by PL 1981, c. 289, §4, is amended to read:

26 The State Personnel Board, as established by sec-  
27 tion 12004, subsection 3, shall be composed of 5 mem-  
28 bers with experience in personnel management or labor  
29 relations. No more than 3 members of the board may be  
30 of the same political party. No member may be a state  
31 employee.

32 Sec. 20. 5 MRSA §591, last ¶, as repealed and  
33 replaced by PL 1981, c. 289, §4, is amended to read:

34 The members of the board shall ~~receive~~ \$50 a day  
35 ~~for the time actually spent in the discharge of their~~  
36 ~~duties and shall receive their necessary expenses~~ be  
37 compensated as provided by chapter 379.

38 Sec. 21. 5 MRSA §723, as amended by PL 1975, c.  
39 771, §56, is further amended to read:

1        §723. Educational Leave Advisory Board

2            ~~There shall be an~~ The Educational Leave Advisory  
3 Board ~~to, established by section 12004, subsection~~  
4 10, shall advise and consult with the Department of  
5 Personnel to review and authorize all educational  
6 leave requests from classified and unclassified state  
7 employees for durations of more than one week. The  
8 board shall consist of 3 members as follows: The Com-  
9 missioner of Personnel who shall serve as chairman of  
10 the board, the Commissioner of Educational and Cul-  
11 tural Services or his designee; and one member who  
12 shall be a state employee appointed by the Governor  
13 to serve for a term of 3 years. Members of the board  
14 shall ~~receive no compensation for their services~~ be  
15 compensated as provided in chapter 379.

16            Sec. 22. 5 MRSA §884, as amended by PL 1973, c.  
17 585, §§11 and 12, is further amended to read:

18        §884. Advisory council

19            An Advisory Council on Deferred Compensation  
20 Plans, ~~as established in this chapter by section~~  
21 12004, subsection 10, shall consist of 7 members, who  
22 shall be the Commissioner of Finance and Administra-  
23 tion, ex officio, or his designee; the Insurance Su-  
24 perintendent, ex officio, or his designee; the Super-  
25 intendent of Banks and Banking, ex officio, or his  
26 designee; and 4 state employees to be appointed by  
27 the Governor, who shall be appointed for terms of 3  
28 years, except that of the first appointments one  
29 shall be for one year, 2 for 2 years and one for 3  
30 years. ~~All members~~ Members of the advisory council  
31 shall ~~serve without compensation, but any expenses~~  
32 ~~incurred in performance of their duties shall be~~  
33 ~~reimbursed~~ be compensated as provided in chapter 379.  
34 The council shall meet at least once a year and shall  
35 review the operations of the deferred compensation  
36 program and advise the Department of Finance and Ad-  
37 ministration on matters of policy relating to the ac-  
38 tivities thereunder. The Commissioner of Finance and  
39 Administration, or his designee, shall be the chair-  
40 man of the advisory council.

41            Sec. 23. 5 MRSA §1031, sub-§1, as amended by PL  
42 1979, c. 533, §§1 - 4, is further amended to read:

1           1. Board of trustees. The ~~responsibility~~ Board  
2 of Trustees of the Maine State Retirement System, es-  
3 tablished by section 12004, subsection 7, shall be  
4 responsible for the proper operation of the retire-  
5 ment system and for making this chapter effective ~~are~~  
6 vested in a. The board shall be composed of 8 trust-  
7 ees. The board shall formulate policies and exercise  
8 general supervision under this chapter. Administra-  
9 tive responsibility, including approval of the pay-  
10 ment of all benefits under this chapter, shall be  
11 vested in the executive director appointed under sub-  
12 section 6. The board, as heretofore established,  
13 shall consist of the Treasurer of State or his desig-  
14 nee, ex officio, as a nonvoting member; a member duly  
15 elected by the Maine Teachers' Association; a member  
16 duly elected by the Maine State Employees' Associa-  
17 tion; 3 persons appointed by the Governor, and sub-  
18 ject to review by the Joint Standing Committee on  
19 Aging, Veterans and Retirement and to confirmation by  
20 the Legislature at least 2 of whom shall be qualified  
21 through training or experience in the field of in-  
22 vestments, accounting, banking, insurance or law, and  
23 one of whom shall be selected from a list of 3 nomi-  
24 nees submitted by the Maine Retired Teachers' Associ-  
25 ation; a person who is a member of the Maine State  
26 Retirement System through a participating local dis-  
27 trict and who shall be appointed by the governing  
28 body of the Maine Municipal Association; a person who  
29 is the recipient of a retirement allowance through  
30 the Maine State Retirement System and who shall be  
31 selected by the foregoing members of the board of  
32 trustees from a list or lists of nominees submitted  
33 by retired state employees and retired participating  
34 local district employees, or by a committee comprised  
35 of representatives of said groups. The designee of  
36 the Treasurer of State shall be the Deputy Treasurer  
37 of State. Each member of the board, except the Trea-  
38 surer of State, shall serve a term of 3 years, pro-  
39 vided that the term of the member who is appointed to  
40 replace the public representative whose term expires  
41 on July 9, 1978, shall expire on December 31, 1979,  
42 and the term of the member who is appointed to re-  
43 place the representative of the Maine Teachers' Asso-  
44 ciation whose term expires April 22, 1978, shall ex-  
45 pire on December 31, 1978. A trustee shall continue  
46 to serve after the expiration of his term until his  
47 successor is appointed and qualified, but such con-

1 continuation as a trustee shall not change the expira-  
2 tion date of the trustee's term. The term of all ap-  
3 pointments to membership, where a term of membership  
4 has expired, shall commence with such expiration date  
5 regardless of the effective date of such new appoint-  
6 ments. Appointments to any vacancy caused by death,  
7 resignation or ineligibility shall be for the unex-  
8 pired portion of the term.

9 The board of trustees shall meet at least once in  
10 each month for the transaction of such business as  
11 may properly come before it.

12 Sec. 24. 5 MRSA §1031, sub-§2, as amended by PL  
13 1975, c. 622, §8, is further amended to read:

14 2. Expenses. The trustees shall be reimbursed  
15 compensated, as provided in chapter 379, from the  
16 funds of the retirement system ~~for all necessary ex-~~  
17 ~~penses that they may incur through service on the~~  
18 ~~board of trustees and shall be entitled to a payment~~  
19 ~~of \$50 per diem in addition to expenses when engaged~~  
20 ~~in the performance of authorized retirement system~~  
21 ~~duties.~~

22 Sec. 25. 5 MRSA §1814, first 2 ¶¶, as repealed  
23 and replaced by PL 1977, c. 332, are amended to read:

24 A Standardization Committee, as ~~heretofore~~ estab-  
25 ~~lished by section 12004, subsection 10,~~ shall consist  
26 of the Governor or his representative, 4 public mem-  
27 bers and 2 department or agency heads or their repre-  
28 sentatives as may be designated by the Governor. In  
29 addition, the State Purchasing Agent shall be an ex  
30 officio, nonvoting member of the committee. The 4  
31 public members and the department or agency heads or  
32 their representatives shall serve at the pleasure of  
33 the Governor. The 4 public members shall be represen-  
34 tative of the industry, commerce and political subdivi-  
35 sions of Maine, and shall not be officials or em-  
36 ployees of the State.

37 The Governor or his representative and the ap-  
38 pointed department or agency heads or their represen-  
39 tatives shall serve on the Standardization Committee  
40 without additional compensation but shall be reim-  
41 bursed for expenses incurred in connection with such

1 service. The 4 public members shall be paid the nee-  
2 cessary expenses incurred in the performance of their  
3 duties, and in addition thereto, they shall each re-  
4 ceive \$25 per day for attendance at committee  
5 meetings as provided in chapter 379, from the appro-  
6 riation of the Bureau of Purchases.

7 Sec. 26. 5 MRSA §1814, 4th ¶, as repealed and  
8 replaced by PL 1977, c. 332, is repealed.

9 Sec. 27. 5 MRSA §1855, as amended by PL 1981, c.  
10 493, §§2 and 3, is further amended to read:

11 §1855. Computer Services Advisory Board

12 There is established a The Computer Services Ad-  
13 visory Board- The board, established by section  
14 12004, subsection 10, shall consist of 15 members.  
15 The Governor shall appoint 2 members from the private  
16 sector who shall be knowledgeable in the science and  
17 administration of data processing services, but who  
18 shall not be vendors of data processing services to  
19 the State or vendors of data processing equipment and  
20 supplies. The members from the private sector shall  
21 be appointed to serve 4-year terms; however, of these  
22 first members appointed, one shall be appointed to  
23 serve for a 2-year term only. The Chancellor of the  
24 University of Maine shall designate an employee of  
25 the university who shall be knowledgeable in the sci-  
26 ence and administration of data processing to be a  
27 member of the board. The commissioners of the De-  
28 partments of Human Services, Transportation, Labor,  
29 Finance and Administration, Educational and Cultural  
30 Services, Public Safety, Mental Health and Mental Re-  
31 tardation and Corrections and the Secretary of State  
32 shall each designate a member of his department to  
33 serve on the board, except that no member of the Bu-  
34 reau of Central Computer Services may be a member of  
35 the board. The Director of the State Planning Office  
36 or his designee shall be a member of the board. At  
37 the beginning of each biennium, the Governor shall  
38 designate 3 agencies from those state agencies not  
39 already represented on the board whose heads shall  
40 each designate a member of their agencies to serve on  
41 the board.

1           The members of the board who are state employees  
2 or employees of the University of Maine shall receive  
3 no compensation for their services. The and the mem-  
4 bers appointed from the private sector shall be reim-  
5 bursed by the bureau for necessary expenses incurred  
6 in the discharge of their duties and shall receive a  
7 per diem of \$35 compensated as provided in chapter  
8 379 from funds of the bureau.

9           Sec. 28. 5 MRSA §3312, as amended by PL 1979, c.  
10 672, Pt. A, §8, is repealed.

11           Sec. 29. 5 MRSA §3313, first ¶, as enacted by PL  
12 1973, c. 778, §1, is amended to read:

13           There is hereby created a The Maine Critical Ar-  
14 reas Advisory Board to, established by section 12004,  
15 subsection 10, shall advise and assist the State  
16 Planning Office in the establishment and maintenance  
17 of the Register of Critical Areas. The Maine Critical  
18 Areas Advisory Board, hereinafter in this chapter re-  
19 ferred to as the "board," shall be appointed by the  
20 Governor and shall be convened by the State Planning  
21 Office and shall consist of 11 members, one of whom  
22 shall be a permanent member.

23           Sec. 30. 5 MRSA §3313, sub-§6, as enacted by PL  
24 1973, c. 778, §1, is amended to read:

25           6. Expenses. Members of the board shall receive  
26 no compensation, but shall be reimbursed for their  
27 actual and necessary expenses incurred in the per-  
28 formance of their official duties be compensated as  
29 provided in chapter 379.

30           Sec. 31. 5 MRSA §3517, sub-§§1 and 3, as enacted  
31 by PL 1983, c. 176, Pt. A, §3, are amended to read:

32           1. Appointment. The Governor shall appoint a  
33 Community Services Advisory Board, as established by  
34 section 12004, subsection 10, to advise the Governor,  
35 the Legislature and the Director of Community Ser-  
36 vices on programs and policy matters relative to this  
37 chapter.

38           3. Meetings. The board shall meet at the call  
39 of the chairman or at the call of at least 3 members.



1 The board shall meet at least 6 times per year. Mem-  
2 bers shall be reimbursed ~~for reasonable expenses, to~~  
3 ~~include expenses for travel, meals, lodging and child~~  
4 ~~care as provided in chapter 379.~~

5 A majority of the board members shall constitute a  
6 quorum for the purpose of conducting the business of  
7 the board. The board shall keep minutes of all meet-  
8 ings, including a list of people in attendance.

9 Sec. 32. 5 MRSA §4561, as amended by PL 1975, c.  
10 771, §88, is repealed and the following enacted in  
11 its place:

12 §4561. Members

13 The Maine Human Rights Commission, established by  
14 section 12004, subsection 8, shall be an independent  
15 commission of no more than 5 members. No more than 3  
16 of the members shall be of the same political party.  
17 The members shall be appointed by the Governor, who  
18 shall designate one member to be its chairman.

19 Sec. 33. 5 MRSA §4564, as enacted by PL 1971, c.  
20 501, §1, is amended to read:

21 §4564. Compensation; reappointment

22 Each member of the commission shall receive com-  
23 ensation of \$25 for each day or part thereof neces-  
24 sarily spent in the discharge of his official duties,  
25 with a maximum of \$1,000 a year, and shall be enti-  
26 tled to his expenses actually and necessarily in-  
27 curring by him in the performance of his duties be  
28 compensated as provided in chapter 379. All members  
29 of the commission shall be eligible for reappoint-  
30 ment.

31 Sec. 34. 5 MRSA §5007, sub-§1, as repealed and  
32 replaced by PL 1975, c. 587, §4, is amended to read:

33 1. Appointment. The Governor shall appoint a  
34 State Energy Resources Advisory Board to advise, es-  
35 tablished by section 12004, subsection 10, shall be  
36 appointed by the Governor to advise the Governor, the  
37 Legislature and the Director of the Office of Energy  
38 Resources on policy matters relating to this chapter.

1           Sec. 35. 5 MRSA §7005, sub-§1, as enacted by PL  
2 1983, c. 477, Pt. E, sub-pt. 26, §5, is amended to  
3 read:

4           1. Maine Vacation-travel Commission. The Maine  
5 Vacation-travel Commission ~~is created to, established~~  
6 by section 12004, subsection 10, shall assist, ad-  
7 vice, recommend and guide the Division of Tourism's  
8 operation. It shall consist of 9 members of major  
9 tourism trade associations and 8 public members who  
10 shall represent their respective regions and who are  
11 experienced in the field or who have demonstrated a  
12 concern for the travel industry. The terms of the  
13 members shall be 4 years each, except for the members  
14 first appointed, 4 shall be appointed for a term of 4  
15 years, 4 for 3 years, 4 for 2 years and 5 for one  
16 year. The members shall be appointed by the Governor,  
17 who shall fill any vacancies in the appointed member-  
18 ship for the unexpired term. The commissioner or di-  
19 rector, or his designee, of the following state de-  
20 partments or offices shall serve as ex officio, non-  
21 voting members of the commission: State Development  
22 Office; State Planning Office; Department of Conser-  
23 vation; Department of Transportation; Department of  
24 Inland Fisheries and Wildlife; Department of Agricul-  
25 ture, Food and Rural Resources; Department of Educa-  
26 tional and Cultural Services; Bureau of Public Im-  
27 provements and Canadian Affairs Coordinator. A chair-  
28 man and vice-chairman shall be elected annually from  
29 the appointed membership.

30           Sec. 36. 5 MRSA §7005, sub-§3, as enacted by PL  
31 1983, c. 477, Pt. E, sub-pt. 26, §5, is repealed and  
32 the following enacted in its place:

33           3. Compensation. Commissioners shall be compen-  
34 sated as provided by chapter 379.

35           Sec. 37. 5 MRSA §7021, as enacted by P&SL 1975,  
36 c. 147, Pt. G, §1, is repealed and the following en-  
37 acted in its place:

38           §7021. Commission established

39           The Maine Commission for Women, established by  
40 section 12004, subsection 11, referred to in this  
41 chapter as the "commission," shall be an independent

1 commission. The commission shall promote, carry out  
2 and coordinate programs designed to improve opportu-  
3 nities for women in the State.

4 Sec. 38. 5 MRSA §7027, as enacted by P&SL 1975,  
5 c. 147, Pt. G, §1, is amended to read:

6 §7027. Meetings; compensation

7 The commission shall meet at the call of the  
8 chairman and not less than 4 times during each year.  
9 ~~Members shall serve without compensation but shall be~~  
10 ~~entitled to reimbursement for necessary expenses in-~~  
11 ~~curring in the work of the commission at the same rate~~  
12 ~~as state employees be compensated as provided in~~  
13 ~~chapter 379.~~

14 Sec. 39. 5 MRSA c. 379 is enacted to read:

15 CHAPTER 379

16 BOARDS, COMMISSIONS, COMMITTEES,  
17 COUNCILS AND SIMILAR ORGANIZATIONS

18 §12001. Purpose

19 It is the purpose of this chapter to provide the  
20 State with a complete inventory and central listing  
21 of all boards, commissions, committees, councils, au-  
22 thorities and other similar organizations established  
23 by the Legislature as a means of controlling the  
24 proliferation of these organizations and as a means  
25 of reducing duplication and making the most efficient  
26 use of these organizations. It is also the purpose of  
27 this chapter to classify these organizations accord-  
28 ing to similarity of powers, duties and responsibili-  
29 ties in order to provide standards for the compensa-  
30 tion and operation of these organizations.

31 §12002. Definitions

32 As used in this chapter, unless the context indi-  
33 cates otherwise, the following terms have the follow-  
34 ing meanings.

35 1. Board. "Board" means any authority, board,  
36 commission, committee, council and similar organiza-

1 tion, including quasi-independent organizations, es-  
2 established or authorized by the Legislature to fulfill  
3 specific functions and which does not serve as a  
4 full-time state agency. "Board" does not include:

5 A. Any informal advisory organization estab-  
6 lished exclusively by a state agency to advise  
7 the commissioner or director of that agency on an  
8 informal basis;

9 B. Any authority, board, commission, committee,  
10 council and similar organization organized or ap-  
11 pointed exclusively by a political subdivision of  
12 the State to include regional, county and local  
13 planning boards, economic development boards or  
14 district, or educational, cultural or recreation-  
15 al boards;

16 C. Any authority, board, commission, committee,  
17 council and similar organization organized exclu-  
18 sively pursuant to federal law and which does not  
19 require authorization by the State; and

20 D. Any authority, board, commission, committee,  
21 council and similar organization organized or au-  
22 thorized exclusively by Executive Order.

23 2. Expenses. "Expenses" means travel, meals or  
24 lodging costs or other necessary costs incurred by a  
25 member of a board in the performance of his duties as  
26 a member of that board.

27 3. Legislative per diem. "Legislative per diem"  
28 means the per diem authorized by Title 3, section 2,  
29 that is paid to Legislators for every day's attend-  
30 ance at special sessions of the Legislature.

31 4. Special study organization. "Special study  
32 organization" means any board established or autho-  
33 rized by the Legislature to undertake a study of a  
34 particular subject and which is required to complete  
35 its study during the biennium of the Legislature  
36 which created it.

37 §12002-A. Payment of expenses

1 Members of boards may be paid for expenses at a  
2 rate not to exceed the rate normally paid to state  
3 employees for the following:

4 A. Actual attendance at meetings called by the  
5 chairman of the board or a majority of members of  
6 the board;

7 B. Actual attendance at public hearings held by  
8 the board necessary to fulfill the duties and re-  
9 sponsibilities of the board;

10 C. Actual attendance at meetings of groups ad-  
11 visory to the board;

12 D. Actual attendance at a meeting held out-  
13 of-state which is necessary to the purpose of the  
14 board; or

15 E. Participation in activities within the State  
16 necessary to fulfill the responsibility of the  
17 board or to achieve an objective required of the  
18 board.

19 §12002-B. Compensation of board members

20 Members of boards shall be paid a legislative per  
21 diem, another specified daily rate of compensation, a  
22 salary, expenses only or no compensation, as estab-  
23 lished for each board in section 12004. Any board  
24 for which a legislative per diem, another specified  
25 daily rate of compensation or a salary is specified  
26 shall also be authorized to receive expenses as pro-  
27 vided in section 12002-A. If the rate of compensa-  
28 tion specifies expenses only, the member shall re-  
29 ceive expenses as provided in section 12002-A. If  
30 the rate of compensation specifies "not authorized,"  
31 the member shall receive no compensation or expenses.

32 1. Payment of compensation. The legislative per  
33 diem or any other specified daily rate of compensa-  
34 tion or annual rate of compensation, as specified in  
35 section 12004, may be paid only for a member's:

36 A. Actual attendance at meetings of the board  
37 within the State called by the chairman or by a  
38 majority of the members of the board;

1 B. Actual attendance at public hearings held by  
2 the board within the State to fulfill the duties  
3 and responsibilities of the board;

4 C. Actual attendance at meetings within the  
5 State of groups advisory to the board; or

6 D. Participation in activities within the State  
7 necessary for fulfilling the responsibility of  
8 the board or achieving an objective required of  
9 the board.

10 2. Prohibition of payment of compensation. No  
11 daily rate of compensation or annual compensation may  
12 be paid to any board member for any work in prepara-  
13 tion or review of material for any meetings or hear-  
14 ing of any board. No daily rate of compensation or  
15 annual compensation may be paid to any board member  
16 for any meeting or conference held out-of-state un-  
17 less attendance is mandatory for training purposes.

18 §12003. Policy

19 It is the policy of the State with respect to the  
20 boards established by this chapter:

21 1. Compensation of substantive boards. To pro-  
22 vide compensation to members of boards at a rate not  
23 to exceed the legislative per diem rate defined in  
24 section 12002 for purposes defined in section  
25 12002-B.

26 A. The only exception to this policy applies to  
27 boards which require members with special exper-  
28 tise for which there is an extremely limited sup-  
29 ply and which require members to undertake very  
30 difficult tasks and render decisions that have a  
31 significant impact upon the State;

32 2. Compensation of advisory boards. To provide  
33 compensation not to exceed \$25 per day and payment  
34 of expenses of members of advisory boards and boards  
35 vested with minimum authority, as defined in section  
36 12004, subsection 10, for attendance at authorized  
37 meetings.

1       A. Advisory and other boards, as defined in section  
2       12004, subsection 10, which are not authorized  
3       by law as of December 30, 1983, to be reim-  
4       bursed for expenses shall not be eligible for  
5       this reimbursement;

6       3. Authorization of boards. That the statutory  
7       authority of any board shall not be effective unless  
8       the board is established in this chapter. It is the  
9       policy of the State to establish within the statutes  
10       a central inventory of all boards established or au-  
11       thorized by the Legislature that provides, at a mini-  
12       imum, the name of each board, the rate of compensa-  
13       tion, if any, that may be paid to each board member  
14       and the reference to a statutory description of each  
15       board;

16       4. Compensation of state employee members of  
17       boards. That any state employee, classified or un-  
18       classified, who is a member of a board, shall not be  
19       paid his regular wages or salary for attendance at  
20       meetings of the board or for work performed for the  
21       board during the normal working hours of the state  
22       employee.

23       The only exception to this policy is the situation in  
24       which a state employee is required to be a member of  
25       a board by virtue of the position held by that state  
26       employee and no per diem compensation is authorized  
27       for state employees appointed to the board;

28       5. Records of boards. That the records and min-  
29       utes of all boards shall be open and readily availa-  
30       ble in a convenient place to the public; and

31       6. Meetings of boards. That meetings of boards  
32       shall be held in public places and whenever possible  
33       in a public building.

34       §12004. Classifications and definitions of boards

35       Boards established or authorized by this chapter  
36       shall be classified according to the similarities of  
37       the powers and duties of the several boards. Members  
38       of boards shall be eligible for the rate of compensa-  
39       tion specified for each board, except where compensa-  
40       tion is not authorized. A reference to the statutory  
41       description of each board shall also be provided.

1       The definitions of responsibilities and authority  
2 of each classification of boards may not necessarily  
3 apply in total to each board within each classifica-  
4 tion. Each board may possess some but not all of the  
5 responsibilities and authority as defined for the  
6 classification in which the board is included. The  
7 primary function of each board complies with the pri-  
8 mary responsibilities and authority of the classifi-  
9 cation in which the board is included.

10       Any board provided for outside of this chapter  
11 shall not be effective unless established in this  
12 chapter.

13       1. Occupational and professional licensing  
14 boards. The primary responsibilities of occupational  
15 and professional licensing boards include the exami-  
16 nation of applicants, issuance of licenses or certifi-  
17 icates, registration of licenses and regulation of  
18 licensees with respect to the practice of a particu-  
19 lar occupation or profession. The primary powers of  
20 these boards include the authority to hold hearings,  
21 the adoption of rules, the establishment of standards  
22 and procedures, the issuance of licenses and initia-  
23 tion of action for the revocation or suspension of  
24 occupational or professional licenses.

25       A. This classification includes the following  
26 boards:

	<u>NAME OF</u>	<u>RATE OF</u>	<u>STATUTORY</u>
	<u>ORGANIZATION</u>	<u>COMPENSATION</u>	<u>REFERENCE</u>
29	<u>(1) Board of Accountancy</u>	<u>\$35/Day</u>	<u>32 MRSA §3971</u>
30	<u>(2) Arborist Examining</u>	<u>\$25/Day</u>	<u>32 MRSA §2001</u>
31	<u>Board</u>		
32	<u>(3) Maine State Board</u>	<u>\$35/Day</u>	<u>32 MRSA §211</u>
33	<u>for Registration of</u>		
34	<u>Architects and Land-</u>		
35	<u>scape Architects</u>		
36	<u>(4) Board of Examiners</u>	<u>Legislative</u>	<u>4 MRSA §801</u>
37	<u>of Applicants for</u>	<u>Per Diem</u>	
38	<u>Admission to the Bar</u>		



1	(5)	<u>State Board of</u>	<u>\$35/Day</u>	<u>32 MRSA §351</u>
2		<u>Barbers</u>		
3	(6)	<u>Board of Boiler</u>	<u>Expenses</u>	<u>26 MRSA §171</u>
4		<u>Rules</u>	<u>Only</u>	
5	(7)	<u>Board of Chiro-</u>	<u>\$25/Day</u>	<u>32 MRSA §501</u>
6		<u>practic Exami-</u>		
7		<u>nation and</u>		
8		<u>Registration</u>		
9	(8)	<u>State Board of</u>	<u>\$35/Day</u>	<u>32 MRSA §1601</u>
10		<u>Cosmetology</u>		
11	(9)	<u>Board of Dental</u>	<u>\$35/Day</u>	<u>32 MRSA §1071</u>
12		<u>Examiners</u>		
13	(10)	<u>Board of Commer-</u>	<u>\$35/Day</u>	<u>32 MRSA §9552</u>
14		<u>cial Driver</u>	<u>Public</u>	
15		<u>Education</u>	<u>Member</u>	
16	(11)	<u>Electricians'</u>	<u>\$30/Day</u>	<u>32 MRSA §1151</u>
17		<u>Examining Board</u>		
18	(12)	<u>Board of Elevator</u>	<u>Expenses</u>	<u>26 MRSA §475</u>
19		<u>and Tramway Safety</u>	<u>Only</u>	
20	(13)	<u>State Board of</u>	<u>Expenses</u>	<u>32 MRSA §1301</u>
21		<u>Registration for</u>	<u>Only</u>	
22		<u>Professional Engi-</u>		
23		<u>neers</u>		
24	(14)	<u>State Board of</u>	<u>Expenses</u>	<u>32 MRSA §5004</u>
25		<u>Registration for</u>	<u>Only</u>	
26		<u>Professional Foresters</u>		
27	(15)	<u>State Board of</u>	<u>\$20/Day</u>	<u>32 MRSA §1451</u>
28		<u>Funeral Service</u>		
29	(16)	<u>State Board of</u>	<u>Expenses</u>	<u>32 MRSA §4907</u>
30		<u>Certification for</u>	<u>Only</u>	
31		<u>Geologists and Soil</u>		
32		<u>Scientists</u>		
33	(17)	<u>Board of Examiners</u>	<u>Expenses</u>	<u>12 MRSA §7301</u>
34		<u>for the Licensing of</u>	<u>Only</u>	
35		<u>Guides</u>		

1	(18)	<u>Junior Maine Guides</u>	<u>Expenses</u>	<u>12 MRSA §7302</u>
2		<u>and Trip Leaders'</u>	<u>Only</u>	
3		<u>Curriculum Board</u>		
4	(19)	<u>Board of Hearing Aid</u>	<u>\$35/Day</u>	<u>32 MRSA §1658</u>
5		<u>Dealers and Fitters</u>		
6	(20)	<u>State Board of</u>	<u>Expenses</u>	<u>32 MRSA §1671</u>
7		<u>Registration for</u>	<u>Only</u>	
8		<u>Land Surveyors</u>		
9	(21)	<u>Manufactured</u>	<u>\$35/Day</u>	<u>10 MRSA §9003</u>
10		<u>Housing Board</u>		
11	(22)	<u>State Board of</u>	<u>\$30/Day</u>	<u>32 MRSA §63</u>
12		<u>Licensure of</u>		
13		<u>Administrators of</u>		
14		<u>Medical Care</u>		
15		<u>Facilities other</u>		
16		<u>than Hospitals</u>		
17	(23)	<u>Board of Registration</u>	<u>\$1,250/Year-</u>	<u>32 MRSA §3263</u>
18		<u>in Medicine</u>	<u>Member</u>	
19			<u>\$1,500/Year-</u>	
20			<u>Chairman</u>	
21			<u>\$1,500/Year-</u>	
22			<u>Secretary</u>	
23	(24)	<u>State Board of</u>	<u>Legislative</u>	<u>32 MRSA §2151</u>
24		<u>Nursing</u>	<u>Per Diem</u>	
25	(25)	<u>Oil and Solid Fuel</u>	<u>\$30/Day</u>	<u>32 MRSA §2351</u>
26		<u>Board</u>		
27	(26)	<u>State Board of</u>	<u>\$25/Day</u>	<u>32 MRSA §2415</u>
28		<u>Optometry</u>		
29	(27)	<u>Board of Osteopathic</u>	<u>Legislative</u>	<u>32 MRSA §2561</u>
30		<u>Examination and</u>	<u>Per Diem</u>	
31		<u>Registration</u>		
32	(28)	<u>Board of Commis-</u>	<u>\$25/Day</u>	<u>32 MRSA §2851</u>
33		<u>sioners of the Pro-</u>		
34		<u>fession of Pharmacy</u>		
35	(29)	<u>Board of Examiners</u>	<u>\$25/Day</u>	<u>32 MRSA §3112</u>
36		<u>in Physical Therapy</u>		

1	(30)	<u>Plumbers' Examining Board</u>	<u>\$35/Day</u>	<u>32 MRSA §3401</u>
2				
3	(31)	<u>Board of Examiners of Podiatrists</u>	<u>\$25/Day</u>	<u>32 MRSA §3601</u>
4				
5	(32)	<u>State Board of Examiners of Psychologists</u>	<u>\$35/Day</u>	<u>32 MRSA §3821</u>
6				
7				
8	(33)	<u>Real Estate Commission</u>	<u>\$35/Day</u>	<u>32 MRSA §4051-A</u>
9				
10	(34)	<u>State Board of Social Worker Registration</u>	<u>Not Authorized</u>	<u>32 MRSA §7026</u>
11				
12				
13	(35)	<u>Board of Examiners on Speech Pathology and Audiology</u>	<u>\$25/Day</u>	<u>32 MRSA §6010</u>
14				
15				
16	(36)	<u>Board of Registration of Substance Abuse Counselors</u>	<u>None</u>	<u>32 MRSA §6201</u>
17				
18				
19	(37)	<u>State Board of Veterinary Medicine</u>	<u>Legislative Per Diem</u>	<u>32 MRSA §4854</u>
20				
21	(38)	<u>Penobscot Bay and River Pilotage Commission</u>	<u>Not Authorized</u>	<u>38 MRSA §89</u>
22				
23				
24	(39)	<u>Maine Athletic Commission</u>		<u>8 MRSA §141</u>
25				

26                                   (a) The total per diem compensation  
27                                   for each member shall not exceed \$1,000  
28                                   per year.

29           2. Property assessment; valuation and appeals  
30 boards. The primary responsibilities of the boards in  
31 this subsection include the assessment of property  
32 for purchase, valuation or tax purposes; or the hear-  
33 ing of appeals with respect to property valuation or  
34 assessment. The primary powers of the boards include  
35 the authority to hold hearings; the adoption of  
36 rules; determination, modification or assessment of

1 fees, taxes and penalties; the creation of standards  
2 and procedures; and the adjudication of disputes.

3 A. This classification shall include the follow-  
4 ing boards:

5	<u>NAME OF ORGANIZATION</u>	<u>RATE OF</u>	<u>STATUTORY</u>
6		<u>COMPENSATION</u>	<u>REFERENCE</u>
7	(1) <u>State Board of</u>	<u>\$100/Day</u>	<u>36 MRSA §486</u>
8	<u>Assessment Review</u>		
9	(2) <u>Land Classification</u>	<u>\$25/Day-</u>	<u>36 MRSA §841-B</u>
10	<u>Appeals Board</u>	<u>Public Member</u>	
11	(3) <u>Municipal Valuation</u>	<u>\$50/Day</u>	<u>36 MRSA §291</u>
12	<u>Appeals Board</u>		
13	(4) <u>State Claims Board</u>	<u>\$100/Day</u>	<u>23 MRSA §152</u>

14 3. Labor or management arbitration and commodity  
15 arbitration boards. The primary responsibilities of  
16 the boards in this subsection include the arbitra-  
17 tion, conciliation or mediation of grievances between  
18 employers and employees, or the arbitration of griev-  
19 ances or disputes between producers and brokers of  
20 products or goods for shipment or sale. The primary  
21 powers of these boards include the holding of hear-  
22 ings; adoption of rules; arbitration, conciliation or  
23 mediation; and establishment of procedures and stan-  
24 dards.

25 A. This classification includes the following  
26 boards:

27	<u>NAME OF</u>	<u>RATE OF</u>	<u>STATUTORY</u>
28	<u>ORGANIZATION</u>	<u>COMPENSATION</u>	<u>REFERENCE</u>
29	(1) <u>State Board of</u>	<u>\$50/Day</u>	<u>26 MRSA §911</u>
30	<u>Arbitration and</u>		
31	<u>Conciliation</u>		
32	(2) <u>Panel of Mediators</u>	<u>\$75/Day</u>	<u>26 MRSA §892</u>
33	(3) <u>State Personnel</u>	<u>\$50/Day</u>	<u>5 MRSA §591</u>
34	<u>Board</u>		

1       (4) Maine Agricultural               \$50/Day       13 MRSA §1956  
2             Bargaining Board

3             4. Substantive regulatory boards; boards pursu-  
4 ant to federal law. The primary responsibilities of  
5 the boards in this classification vary. In general,  
6 these boards exist pursuant to federal law or possess  
7 very substantial authority and render decisions with  
8 significant impact upon the State.

9             A. This classification includes the following  
10 boards:

11	<u>NAME OF</u>	<u>RATE OF</u>	<u>STATUTORY</u>
12	<u>ORGANIZATION</u>	<u>COMPENSATION</u>	<u>REFERENCE</u>
13	(1) <u>Maine Health Care</u>	<u>\$100/Day</u>	<u>22 MRSA §383</u>
14	<u>Finance Commission</u>		
15	(2) <u>Maine Labor</u>	<u>\$75/Day</u>	<u>26 MRSA §968</u>
16	<u>Relations Board</u>	<u>Chairman-</u>	
17		<u>\$100/Day</u>	
18	(3) <u>Maine Indian</u>	<u>\$75/Day</u>	<u>30 MRSA §6212</u>
19	<u>Tribal-State</u>		
20	<u>Commission</u>		

21             5. Environmental regulation and control. The  
22 primary responsibility of environmental regulation  
23 and control boards is the protection of the state's  
24 natural resources and environment. The primary powers  
25 of these boards include regulation of activities that  
26 affect the environment and natural resources of the  
27 State, the issuance of licenses and permits, the set-  
28 ting of standards and procedures, the assessment of  
29 fees and penalties, the holding of hearings and the  
30 adoption of rules.

31             A. This classification includes the following  
32 boards:

33	<u>NAME OF</u>	<u>RATE OF</u>	<u>STATUTORY</u>
34	<u>ORGANIZATION</u>	<u>COMPENSATION</u>	<u>REFERENCE</u>
35	(1) <u>Maine Land Use</u>	<u>Legislative</u>	<u>12 MRSA §683</u>
36	<u>Regulation Commis-</u>	<u>Per Diem</u>	
37	<u>sion</u>		

1       (2) Board of Envi-                   Legislative           38 MRSA §341  
2                   ronmental Pro-                   Per Diem  
3                   tection

4       (3) Board of                   Legislative           22 MRSA §1471-B  
5                   Pesticides Control           Per Diem

6           6. Rate regulation. The primary responsibilities  
7           of rate regulation boards include the setting of  
8           prices or rates for commodities or services provided  
9           statewide. In addition to the power to hold hearings,  
10           adopt rules, establish policies and procedures, these  
11           boards may establish prices, conduct investigations  
12           and initiate action to revoke or suspend licenses and  
13           permits.

14           A. This classification includes the following  
15           boards:

	<u>NAME OF</u>	<u>RATE OF</u>	<u>STATUTORY</u>
	<u>ORGANIZATION</u>	<u>COMPENSATION</u>	<u>REFERENCE</u>
18	<u>(1) Maine Milk</u>	<u>Legislative</u>	<u>7 MRSA §2952</u>
19	<u>Commission</u>	<u>Per Diem</u>	
20	<u>(2) State Liquor</u>	<u>Legislative</u>	<u>28 MRSA §51</u>
21	<u>Commission</u>	<u>Per Diem</u>	

22  
23           7. Financing and administrative organiza-  
24           tion. Financing and administrative organizations  
25           have the primary responsibilities to finance con-  
26           struction of projects, new businesses or business  
27           expansions; to administer pension funds or the pro-  
28           ceeds of bond sales; and administer organizations  
29           created to fulfill these responsibilities. The pri-  
30           mary powers of these boards, in addition to the au-  
31           thority to hold hearings, adopt rules and establish  
32           procedures and standards, include the authority to  
33           lease or acquire property, sell bonds, invest income,  
34           borrow money, hold adjudicatory proceedings and en-  
35           ter into contracts.

36           A. This classification includes the following  
37           boards:

	<u>NAME OF</u>	<u>RATE OF</u>	<u>STATUTORY</u>
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	<u>ORGANIZATION</u>	<u>COMPENSATION</u>	<u>REFERENCE</u>
1			
2	(1) <u>Maine Turnpike Authority</u>	<u>Legislative</u>	<u>23 MRSA §1965</u>
3		<u>Per Diem</u>	
4	(2) <u>Maine Port Authority</u>	<u>\$25/day</u>	<u>23 MRSA §4420</u>
5	(3) <u>Maine Health and Higher Edu-</u>	<u>Expenses</u>	<u>22 MRSA §2054</u>
6	<u>cational Facilities Authority</u>	<u>only</u>	
7	(4) <u>Maine School</u>	<u>Expenses</u>	<u>20A MRSA §15704</u>
8	<u>Buiding Authority</u>	<u>only</u>	
9	(5) <u>Finance Authority of Maine</u>	<u>Legislative</u>	<u>10 MRSA §964</u>
10		<u>Per Diem</u>	
11	(6) <u>Maine State Housing Authority</u>	<u>Legislative</u>	<u>30 MRSA §4601-A</u>
12		<u>Per Diem</u>	
13	(7) <u>Board of Trustees,</u>	<u>\$50/day</u>	<u>5 MRSA §1031</u>
14	<u>Maine State Retirement System</u>		
15			

16           8. Policy-making boards for specific or limited  
17 purposes. The primary responsibilities of the boards  
18 in this subsection vary and are limited to a specific  
19 purpose. These responsibilities may include the  
20 regulation of a particular activity, the licensing of  
21 a particular activity, the establishment of policy  
22 for a specific purpose or organization and the acqui-  
23 sition of property for a specific purpose. In addi-  
24 tion to the powers to hold hearings, adopt rules and  
25 establish policies and procedures, these boards may  
26 enter into contracts, establish just charges, conduct  
27 investigations, acquire property or enforce state  
28 laws.

29           A. This classification includes the following  
30 boards:

	<u>FIELD</u>	<u>NAME OF ORGANIZATION</u>	<u>RATE OF COMPENSATION</u>	<u>STATUTORY REFERENCE</u>
31				
32				
33	(1) <u>Corrections</u>	<u>State Parole</u>	<u>\$25/Day</u>	<u>34-A MRSA §5201</u>
34		<u>Board</u>		
35	(2) <u>Education</u>	<u>State Board</u>	<u>Expenses</u>	<u>20A MRSA §401</u>
36		<u>of Education</u>	<u>only</u>	

1	(3)	<u>Education</u>	<u>Board of Trustees - University of Maine</u>	<u>Expenses only</u>	<u>P&amp;SL 1865 c. 532</u>
2					
3					
4	(4)	<u>Education</u>	<u>Maine Criminal Justice Academy - Board of Trustees</u>	<u>Expenses only</u>	<u>25 MRSA §2802</u>
5					
6					
7					
8	(5)	<u>Education</u>	<u>Maine State Museum Commission</u>	<u>Expenses only</u>	<u>27 MRSA §82</u>
9					
10	(6)	<u>Environment/Natural Resources</u>	<u>Baxter State Park Authority</u>	<u>Not Authorized</u>	<u>12 MRSA §901</u>
11					
12					
13	(7)	<u>Environment/Natural Resources</u>	<u>Maine Forest Authority</u>	<u>Not Authorized</u>	<u>12 MRSA §1701</u>
14					
15					
16	(8)	<u>Environment/Natural Resources</u>	<u>(General) River Corridor Commission</u>	<u>Not authorized</u>	<u>30 MRSA §1961</u>
17					
18					
19	(9)	<u>Environment/Natural Resources</u>	<u>Saco River Corridor Commission</u>	<u>Expenses only</u>	<u>38 MRSA §954</u>
20					
21					
22	(10)	<u>Finance</u>	<u>State Lottery Commission</u>	<u>Legislative Per Diem</u>	<u>8 MRSA §351</u>
23					
24				<u>(a) The chairman shall receive no more than \$5,000 per year to include per diem and expenses.</u>	
25				<u>(b) The other board members shall each receive no more than \$3,500 per year to include per diem and expenses.</u>	
26					
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28					
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31					
32					
33	(11)	<u>Finance</u>	<u>Board of Emergency Municipal Finance</u>	<u>Expenses only</u>	<u>30 MRSA §5301</u>
34					
35					
36	(12)	<u>Human Ser-</u>	<u>Human Rights</u>	<u>\$25/Day</u>	<u>5 MRSA §4561</u>



1	<u>vices: Human</u>	<u>Commission</u>	<u>\$1,000</u>	
2	<u>Rights</u>		<u>Max/Yr</u>	
3	(13) <u>Human Ser-</u>	<u>Maine Medical</u>	<u>Expenses</u>	<u>22 MRSA \$2026</u>
4	<u>vices /</u>	<u>Laboratory</u>	<u>only</u>	
5	<u>Health</u>	<u>Commission</u>		
6	<u>Facilities</u>			
7	(14) <u>Inland Fish-</u>	<u>Advisory Council</u>	<u>\$25/day</u>	<u>12 MRSA \$7033</u>
8	<u>eries and</u>	<u>(to the Depart-</u>		
9	<u>Wildlife</u>	<u>ment of Inland</u>		
10		<u>Fisheries and</u>		
11		<u>Wildlife)</u>		
12	(15) <u>Judiciary:</u>	<u>State Court Li-</u>	<u>Not</u>	<u>4 MRSA \$191</u>
13	<u>Law</u>	<u>brary Committee</u>	<u>Authorized</u>	
14	(16) <u>Labor</u>	<u>Board of Occu-</u>	<u>Expenses</u>	<u>26 MRSA \$564</u>
15		<u>pational Safety</u>	<u>only</u>	
16		<u>and Health</u>		
17	(17) <u>Labor</u>	<u>State Appren-</u>	<u>Expenses</u>	<u>26 MRSA \$1002</u>
18		<u>ticeship</u>	<u>only</u>	
19		<u>Council</u>		
20	(18) <u>Labor</u>	<u>Minimum Wage</u>	<u>Not</u>	<u>26 MRSA \$1307</u>
21		<u>Rate on Con-</u>	<u>Authorized</u>	
22		<u>struction</u>		
23		<u>Projects Board</u>		
24	(19) <u>Marine</u>	<u>Advisory Coun-</u>	<u>\$25/day</u>	<u>12 MRSA \$6024</u>
25	<u>Resources</u>	<u>cil (to the De-</u>		
26		<u>partment of Ma-</u>		
27		<u>rine Resources</u>		
28	(20) <u>Natural</u>	<u>Soil and Water</u>	<u>Expenses</u>	<u>12 MRSA \$51</u>
29	<u>Resources</u>	<u>Conservation</u>	<u>only</u>	
30		<u>Commission</u>		
31	(21) <u>Sport and</u>	<u>State Harness</u>	<u>Legislative</u>	<u>8 MRSA \$261</u>
32	<u>Entertainment</u>	<u>Racing</u>	<u>Per Diem</u>	
33		<u>Commission</u>		
34	(22) <u>State</u>	<u>Commission on</u>	<u>Expenses</u>	<u>1 MRSA \$1002</u>
35	<u>Government</u>	<u>Governmental</u>	<u>only</u>	
36		<u>Ethics and</u>		
37		<u>Election</u>		

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Practices

(23) <u>Taxation</u>	<u>Board of Trustees - Mining Excise Tax Trust Fund</u>	<u>Not Authorized</u>	<u>5 MRSA §453</u>
(24) <u>Veterans' Affairs</u>	<u>Board of Trustees - Maine Veterans' Home</u>	<u>Expenses only</u>	<u>37B MRSA §603</u>

9. Commodity or product protection and promotion boards. The primary responsibility for commodity or product protection and promotion boards is to protect natural resource and agricultural products produced in the State and promote the sales of these goods in the State and outside the State. The primary powers of these organizations may include the assessment and collection of industry taxes, quality control inspections, establishment of grades and classifications, advertising, the holding of hearings and the adoption of rules.

A. This classification includes the following boards:

<u>NAME OF ORGANIZATION</u>	<u>RATE OF COMPENSATION</u>	<u>STATUTORY REFERENCE</u>
<u>(1) Maine Blueberry Commission</u>	<u>Expenses only</u>	<u>36 MRSA §4312-B</u>
<u>(2) Commodity Marketing Committee(s)</u>	<u>Expenses only</u>	<u>7 MRSA §427</u>
<u>(3) Maine Dairy Promotion Board</u>	<u>Legislative Per Diem</u>	<u>36 MRSA §4503</u>
<u>(4) Maine Dairy and Nutrition Council</u>	<u>Legislative Per Diem</u>	<u>36 MRSA §4523</u>
<u>(5) Maine Groundfish Association</u>	<u>Not Authorized</u>	<u>12 MRSA §6583</u>
<u>(6) Seed Potato Board</u>	<u>Expenses only</u>	<u>7 MRSA §2151</u>

1	(7) <u>Maine Potato Quality Control</u>	<u>Expenses</u>	<u>7 MRSA §1033</u>
2	<u>Board</u>	<u>only</u>	
3	(8) <u>Maine Potato Commission</u>	<u>Expenses</u>	<u>36 MRSA §4563</u>
4		<u>Only</u>	
5		<u>Chairman -</u>	
6		<u>\$25/Day</u>	
7	(9) <u>Maine Potato Council</u>	<u>Not</u>	<u>36 MRSA §4571</u>
8		<u>Authorized</u>	
9	(10) <u>Maine Sardine Council</u>	<u>Expenses</u>	<u>36 MRSA §4693</u>
10		<u>only</u>	
11	(11) <u>Potato Marketing Committee</u>	<u>Expenses</u>	<u>7 MRSA §995</u>
12		<u>only</u>	
13	(12) <u>Potato Marketing Improvement</u>	<u>Not</u>	<u>7 MRSA §972</u>
14	<u>Committee</u>	<u>Authorized</u>	
15	(13) <u>Agriculture Promotion</u>	<u>Not</u>	<u>7 MRSA §402-A</u>
16	<u>Committee</u>	<u>Authorized</u>	

17  
18       10. Advisory boards; boards with minimal author-  
19 ity. The primary responsibilities and powers of ad-  
20 visory boards and boards with minimal authority in-  
21 clude the responsibility and authority to advise  
22 state agencies, review policies and procedures, con-  
23 duct studies, evaluate programs and make recommenda-  
24 tions to the state agencies, the Legislature or the  
25 Governor.

26       A. This classification includes the following:

27	<u>FIELD</u>	<u>NAME OF</u>	<u>RATE OF</u>	<u>STATUTORY</u>
28		<u>ORGANIZATION</u>	<u>COMPENSATION</u>	<u>REFERENCE</u>
29	(1) <u>Agriculture</u>	<u>Animal Welfare</u>	<u>\$25/Day</u>	<u>17 MRSA §1051-A</u>
30		<u>Board</u>		
31	(2) <u>Agriculture</u>	<u>Eastern States</u>	<u>Not</u>	<u>7 MRSA §403</u>
32		<u>Exposition Ad-</u>	<u>Authorized</u>	
33		<u>visory Board</u>		
34	(3) <u>Civil</u>	<u>Citizens' Civil</u>	<u>Expenses</u>	<u>37-A MRSA §56-A</u>
35	<u>Emergency</u>	<u>Emergency</u>	<u>only</u>	
36		<u>Commission</u>		

1	(4)	<u>Community Services</u>	<u>Community Services Advisory Board</u>	<u>Expenses only</u>	<u>5 MRSA §3517</u>
2					
3					
4	(5)	<u>Corrections</u>	<u>Maine Correctional Advisory Commission</u>	<u>\$25/day</u>	<u>34-A MRSA §1204</u>
5					
6					
7	(6)	<u>Education</u>	<u>Advisory Committee on Medical Education</u>	<u>Not Authorized</u>	<u>20-A MRSA §11807</u>
8					
9					
10	(7)	<u>Education</u>	<u>Archives Advisory Board</u>	<u>Expenses only</u>	<u>5 MRSA §96</u>
11					
12	(8)	<u>Education</u>	<u>Committee for the Training of Firemen</u>	<u>Expenses only</u>	<u>20-A MRSA §9002</u>
13					
14					
15	(9)	<u>Education</u>	<u>Indian Scholarship Committee</u>	<u>Not Authorized</u>	<u>20-A MRSA §12403</u>
16					
17	(10)	<u>Education</u>	<u>Maine Education Council</u>	<u>Not Authorized</u>	<u>20-A MRSA § 651</u>
18					
19	(11)	<u>Education</u>	<u>Educational Leave Advisory Board</u>	<u>Not Authorized</u>	<u>5 MRSA §723</u>
20					
21					
22	(12)	<u>Education</u>	<u>Maine Historic Preservation Commission</u>	<u>Expenses only</u>	<u>27 MRSA §501</u>
23					
24					
25	(13)	<u>Education</u>	<u>Maine Library Commission</u>	<u>Expenses only</u>	<u>27 MRSA §111</u>
26					
27	(14)	<u>Education</u>	<u>Post-secondary Education Commission of Maine</u>	<u>Expenses only</u>	<u>20-A MRSA §10304</u>
28					
29					
30					
31	(15)	<u>Education</u>	<u>Maine State Commission on the Arts and the Humanities</u>	<u>Expenses only</u>	<u>27 MRSA §401</u>
32					
33					
34					

1	<u>(16) Energy</u>	<u>Advisory Council on Energy Efficiency Building Performance Standards</u>	<u>Expenses only</u>	<u>10 MRSA \$1414</u>
2				
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7	<u>(17) Energy</u>	<u>State Energy Resources Advisory Board</u>	<u>Not Authorized</u>	<u>5 MRSA \$5007</u>
8				
9				
10	<u>(18) Environment</u>	<u>Low-level Waste Siting Commission</u>	<u>Expenses only</u>	<u>38 MRSA \$1476</u>
11				
12				
13	<u>(19) Environment:</u>	<u>Ground Water Protection Commission</u>	<u>Expenses only</u>	<u>P&amp;SL 1979, c. 43</u>
14	<u>Natural Resources</u>			
15				
16	<u>(20) Finance</u>	<u>Advisory Council on Deferred Compensation Plans</u>	<u>Expenses only</u>	<u>5 MRSA \$884</u>
17				
18				
19				
20	<u>(21) Finance</u>	<u>Natural Resource Financing and Marketing Board</u>	<u>\$25/day</u>	<u>10 MRSA \$985</u>
21				
22				
23				
24	<u>(22) Finance</u>	<u>Standardization Committee</u>	<u>\$25/day; Public Member</u>	<u>5 MRSA \$1814</u>
25				
26				
27	<u>(23) Finance</u>	<u>Maine Veterans' Small Business Loan Board</u>	<u>Expenses only</u>	<u>10 MRSA \$1100-A</u>
28				
29				
30	<u>(24) Housing</u>	<u>Advisory Board to the Maine State Housing Authority</u>	<u>Expenses only</u>	<u>30 MRSA \$4602</u>
31				
32				
33				
34	<u>(25) Housing</u>	<u>Passamaquoddy Indian Housing Authority - Indian Township</u>	<u>Not Authorized</u>	<u>22 MRSA \$4733</u>
35				
36				
37				

1	(26)	<u>Housing</u>	<u>Passamaquoddy</u>	<u>Not</u>	<u>22 MRSA §4733</u>
2			<u>Indian Housing</u>	<u>Authorized</u>	
3			<u>Authority -</u>		
4			<u>Pleasant Point</u>		
5	(27)	<u>Housing</u>	<u>Penobscot Trib-</u>	<u>Not</u>	<u>22 MRSA §4733</u>
6			<u>al Reservation</u>	<u>Authorized</u>	
7			<u>Housing</u>		
8			<u>Authority</u>		
9	(28)	<u>Human</u>	<u>Maine Aid to</u>	<u>Not</u>	<u>22 MRSA §3773</u>
10		<u>Services</u>	<u>Families With</u>	<u>Authorized</u>	
11			<u>Dependent Chil-</u>		
12			<u>ren Coordinat-</u>		
13			<u>ing Committee</u>		
14	(29)	<u>Human</u>	<u>Advisory Coun-</u>	<u>Not</u>	<u>22 MRSA §3774</u>
15		<u>Services</u>	<u>cil to Maine</u>	<u>Authorized</u>	
16			<u>Aid to Families</u>		
17			<u>With Dependent</u>		
18			<u>Children Coor-</u>		
19			<u>dinating</u>		
20			<u>Committee</u>		
21	(30)	<u>Human Ser-</u>	<u>Certificate of</u>	<u>\$25/day</u>	<u>22 MRSA §307</u>
22		<u>vices: Health</u>	<u>Need Advisory</u>		
23		<u>Facilities</u>	<u>Committee</u>		
24	(31)	<u>Human</u>	<u>Maine Council</u>	<u>Expenses</u>	<u>22 MRSA §7107</u>
25		<u>Services</u>	<u>on Alcohol and</u>	<u>only</u>	
26			<u>Drug Abuse Pre-</u>		
27			<u>vention and</u>		
28			<u>Treatment</u>		
29	(32)	<u>Human</u>	<u>Maine Dental</u>	<u>Expenses</u>	<u>22 MRSA §2096</u>
30		<u>Services</u>	<u>Health Council</u>	<u>only</u>	
31	(33)	<u>Human Ser-</u>	<u>Environmental</u>	<u>Expenses</u>	<u>22 MRSA §1693</u>
32		<u>vices: Public</u>	<u>Health Advisory</u>	<u>only</u>	
33		<u>Health</u>	<u>Committee</u>		
34	(34)	<u>Human Ser-</u>	<u>Hospital Advis-</u>	<u>Not</u>	<u>22 MRSA §396-P</u>
35		<u>vices:</u>	<u>ory Committee</u>	<u>Authorized</u>	
36		<u>Hospitals</u>			
37	(35)	<u>Human Ser-</u>	<u>Payor Advisory</u>	<u>Not</u>	<u>22 MRSA §396-P</u>
38		<u>vices: Health</u>	<u>Committee</u>	<u>Authorized</u>	

1	<u>Finance</u>			
2	(36) <u>Human</u>	<u>Professional</u>	<u>Not</u>	<u>22 MRSA §396-P</u>
3	<u>Services</u>	<u>Advisory</u>	<u>Authorized</u>	
4		<u>Committee</u>		
5	(37) <u>Human Ser-</u>	<u>Radiological</u>	<u>Expenses</u>	<u>37-B MRSA §954</u>
6	<u>VICES: Public</u>	<u>Emergency</u>	<u>only</u>	
7	<u>Health</u>	<u>Preparedness</u>		
8		<u>Committee</u>		
9	(38) <u>Judiciary</u>	<u>Judicial</u>	<u>Expenses</u>	<u>4 MRSA §451</u>
10		<u>Council</u>	<u>only</u>	
11	(39) <u>Judiciary:</u>	<u>Criminal Law</u>	<u>Expenses</u>	<u>17-A MRSA §1351</u>
12	<u>Criminal law</u>	<u>Advisory</u>	<u>only</u>	
13		<u>Commission</u>		
14	(40) <u>Judiciary:</u>	<u>Probate Law Re-</u>	<u>Expenses</u>	<u>P&amp;SL 1975,</u>
15	<u>Law</u>	<u>vision</u>	<u>only</u>	<u>c. 14, §1</u>
16		<u>Commission</u>		
17	(41) <u>Labor</u>	<u>State Advisory</u>	<u>\$25/day</u>	<u>26 MRSA §1082</u>
18		<u>Council</u>		
19	(42) <u>Labor</u>	<u>Displaced</u>	<u>Not</u>	<u>26 MRSA §1604</u>
20		<u>Homemakers Ad-</u>	<u>Authorized</u>	
21		<u>visory Council</u>		
22	(43) <u>Local and</u>	<u>County Records</u>	<u>Not</u>	<u>30 MRSA §347</u>
23	<u>County</u>	<u>Board</u>	<u>Authorized</u>	
24	<u>Government</u>			
25	(44) <u>Local and</u>	<u>Municipal</u>	<u>Not</u>	<u>30 MRSA §2214</u>
26	<u>County</u>	<u>Records Board</u>	<u>Authorized</u>	
27	<u>Government</u>			
28	(45) <u>Local and</u>	<u>Regional Coun-</u>	<u>Paid by</u>	<u>30 MRSA §1981</u>
29	<u>County</u>	<u>cil of</u>	<u>member</u>	
30	<u>Government</u>	<u>Governments</u>	<u>governments</u>	
31	(46) <u>Marine Re-</u>	<u>Lobster Advis-</u>	<u>Expenses</u>	<u>12 MRSA §6462</u>
32	<u>sources:</u>	<u>ory Council</u>	<u>only</u>	
33	<u>Industry</u>			
34			<u>(a) Total expenses for the</u>	
35			<u>council shall not exceed</u>	
36			<u>\$2,000 per year</u>	

1	(47)	<u>Marine</u>	<u>Atlantic Sea</u>	<u>Expenses</u>	<u>12 MRSA §6251</u>
2		<u>Resources</u>	<u>Run Salmon</u>	<u>only</u>	
3			<u>Commission</u>		
4	(48)	<u>Marine</u>	<u>Maine Marine</u>	<u>Expenses</u>	<u>Senate Paper 64, 1973</u>
5		<u>Resources</u>	<u>Resources</u>	<u>only</u>	
6			<u>Commission</u>		
7	(49)	<u>Mental Health</u>	<u>Board of Visi-</u>	<u>Not</u>	<u>34-B MRSA §1403</u>
8		<u>and</u>	<u>tors (for each</u>	<u>Authorized</u>	
9		<u>Retardation</u>	<u>State institu-</u>		
10			<u>tion under the</u>		
11			<u>department)</u>		
12	(50)	<u>Mental Health</u>	<u>Maine Committee</u>	<u>Expenses</u>	<u>34-B MRSA §1210</u>
13		<u>and</u>	<u>on the Problems</u>	<u>only</u>	
14		<u>Retardation</u>	<u>of the Mentally</u>		
15			<u>Retarded</u>		
16	(51)	<u>Mental Health</u>	<u>Mental Health</u>	<u>Not</u>	<u>34-B MRSA §1209</u>
17		<u>and</u>	<u>Advisory</u>	<u>Authorized</u>	
18		<u>Retardation</u>	<u>Council</u>		
19	(52)	<u>Mental Health</u>	<u>State Planning</u>	<u>Expenses</u>	<u>34-B MRSA §1211</u>
20		<u>and</u>	<u>and Advisory</u>	<u>only</u>	
21		<u>Retardation</u>	<u>Council on De-</u>		
22			<u>velopmental</u>		
23			<u>Disabilities</u>		
24	(53)	<u>Natural Re-</u>	<u>Forest Fire Ad-</u>	<u>Expenses</u>	<u>12 MRSA §9621</u>
25		<u>sources:</u>	<u>visory Council</u>	<u>only</u>	
26		<u>Forests</u>			
27	(54)	<u>Natural Re-</u>	<u>Forest Land</u>	<u>Expenses</u>	<u>36 MRSA §584</u>
28		<u>sources:</u>	<u>Valuation Ad-</u>	<u>only</u>	
29		<u>Forests</u>	<u>visory Council</u>		
30	(55)	<u>Natural Re-</u>	<u>Keep Maine Sce-</u>	<u>Expenses</u>	<u>12 MRSA §633</u>
31		<u>sources: Pro-</u>	<u>nic Committee</u>	<u>only</u>	
32		<u>tection and</u>			
33		<u>Promotion</u>			
34	(56)	<u>Natural Re-</u>	<u>Maine Trails</u>	<u>Not</u>	<u>12 MRSA §602</u>
35		<u>sources:</u>	<u>System Advisory</u>	<u>Authorized</u>	
36		<u>Recreation</u>	<u>Committee</u>		



1	(57)	<u>Natural Re-</u>	<u>White Water Ad-</u>	<u>\$25/day</u>	<u>12 MRSA §7369-A</u>
2		<u>sources:</u>	<u>visory</u>		
3		<u>Recreation</u>	<u>Committee</u>		
4	(58)	<u>Natural Re-</u>	<u>White Water</u>	<u>\$25/day</u>	<u>12 MRSA §7367</u>
5		<u>sources:</u>	<u>Safety</u>		
6		<u>Recreation</u>	<u>Committee</u>		
7	(59)	<u>Occupations:</u>	<u>Auctioneers Ad-</u>	<u>Expenses</u>	<u>32 MRSA §271</u>
8		<u>Auctioneers</u>	<u>visory Board</u>	<u>only</u>	
9	(60)	<u>Occupations:</u>	<u>Emergency Medi-</u>	<u>\$20/day</u>	<u>32 MRSA §88</u>
10		<u>Ambulance</u>	<u>cal Services</u>		
11		<u>Services</u>	<u>Advisory Board</u>		
12	(61)	<u>Occupations:</u>	<u>Computer Ser-</u>	<u>\$25/day</u>	<u>5 MRSA §1855</u>
13		<u>Computers</u>	<u>vices Advisory</u>		
14			<u>Board</u>		
15	(62)	<u>Occupations:</u>	<u>General Lines</u>	<u>Expenses</u>	<u>24-A MRSA §1525</u>
16		<u>Insurance</u>	<u>Agent Examina-</u>	<u>only</u>	
17			<u>tion Advisory</u>		
18			<u>Board</u>		
19	(63)	<u>Occupations:</u>	<u>Life Agent Ex-</u>	<u>Expenses</u>	<u>24-A MRSA §1525</u>
20		<u>Insurance</u>	<u>amination Ad-</u>	<u>only</u>	
21			<u>visory Board</u>		
22	(64)	<u>Occupations:</u>	<u>Continuing Edu-</u>	<u>Not</u>	<u>32 MRSA §4115-B</u>
23		<u>Real Estate</u>	<u>cation</u>	<u>Authorized</u>	
24			<u>Committee</u>		
25	(65)	<u>Occupations:</u>	<u>Professional</u>	<u>Not</u>	<u>24 MRSA §2802</u>
26		<u>Medicine</u>	<u>Malpractice Ad-</u>	<u>Authorized</u>	
27			<u>visory Panel</u>		
28	(66)	<u>State</u>	<u>Capitol Plan-</u>	<u>Expenses</u>	<u>5 MRSA §298</u>
29		<u>Government</u>	<u>ning Commission</u>	<u>only</u>	
30	(67)	<u>State</u>	<u>State Compensa-</u>	<u>Expenses</u>	<u>3 MRSA §2-A</u>
31		<u>Government</u>	<u>tion Commission</u>	<u>only</u>	
32	(68)	<u>State</u>	<u>State Govern-</u>	<u>Expenses</u>	<u>5 MRSA §293</u>
33		<u>Government</u>	<u>ment Internship</u>	<u>only</u>	
34			<u>Program Advis-</u>		
35			<u>ory Committee</u>		

1	(69)	State	Maine Critical	Expenses	5 MRSA §3313
2		Planning	Areas Advisory	only	
3			Board		
4	(70)	Transporta-	Maine Aeronau-	Not	6 MRSA §302
5		tion: Motor	tical Advisory	Authorized	
6		Vehicles	Board		
7	(71)	Transporta-	Maine State	Not	23 MRSA §4301
8		tion: Ferry	Ferry Advisory	Authorized	
9		Service	Board		
10	(72)	Transporta-	Maine Highway	Not	25 MRSA §2902
11		tion: Highway	Safety	Authorized	
12			Committee		
13	(73)	Transporta-	Advisory and	Expenses	29 MRSA §2246
14		tion: Motor	Review Board on	only	
15		Vehicles	Driver Licens-		
16			ing and Vehicle		
17			Registration		
18	(74)	Transporta-	Medical Advis-	Not	29 MRSA §547
19		tion: Motor	ory Board (Li-	Authorized	
20		Vehicles	censing of		
21			Drivers)		
22	(75)	Transporta-	Public Trans-	Not	23 MRSA §4209
23		tion: Public	portation Ad-	Authorized	
24		Transportation	visory		
25			Committee		
26	(76)	Tourism	Travel Informa-	\$25/day	23 MRSA §1904
27			tion Advisory		
28			Council		
29	(77)	Tourism	Maine Vacation	Expenses	5 MRSA §7005
30			- Travel	only	
31			Commission		
32	(78)	Telecommuni-	Advisory Com-	Not	5 MRSA §350
33		cations	mittee on State	Authorized	
34			Telecommuni-		
35			cations		
36	(79)	Telecommuni-	Advisory Com-	Expenses	20-A MRSA §801
37		cations	mittee on Maine	only	



1	(2)	<u>Education</u>	<u>New England</u>	<u>Not</u>	<u>20-A MRSA §11002</u>
2			<u>Board of Higher</u>	<u>Authorized</u>	
3			<u>Education</u>		
4	(3)	<u>Environment</u>	<u>New England In-</u>	<u>Expenses</u>	<u>38 MRSA §532</u>
5			<u>terstate Water</u>	<u>only</u>	
6			<u>Pollution Con-</u>		
7			<u>trol Commission</u>		
8	(4)	<u>Environment</u>	<u>Northeastern</u>	<u>Expenses</u>	<u>P&amp;SL 1949, c. 75</u>
9			<u>Forest Fire</u>	<u>only</u>	
10			<u>Protection</u>		
11			<u>Commission</u>		
12	(5)	<u>Marine</u>	<u>Atlantic States</u>	<u>Not</u>	<u>12 MRSA §4603</u>
13		<u>Resources</u>	<u>Marine Fisher-</u>	<u>Authorized</u>	
14			<u>ies Commission</u>		
15	(6)	<u>State</u>	<u>Commission on</u>	<u>Not</u>	<u>3 MRSA §271</u>
16		<u>Government</u>	<u>Intergovernmen-</u>	<u>Authorized</u>	
17			<u>tal Relations</u>		
18	(7)	<u>State</u>	<u>Commission on</u>	<u>Not</u>	<u>3 MRSA §201</u>
19		<u>Government</u>	<u>Interstate</u>	<u>Authorized</u>	
20			<u>Cooperation</u>		
21	(8)	<u>State</u>	<u>Commission on</u>	<u>Expenses</u>	<u>3 MRSA §241</u>
22		<u>Government</u>	<u>Uniform State</u>	<u>only</u>	
23			<u>Laws</u>		
24	(9)	<u>State</u>	<u>New England In-</u>	<u>From com-</u>	<u>10 MRSA §304</u>
25		<u>Government</u>	<u>terstate Plan-</u>	<u>mission</u>	
26			<u>ning Commission</u>	<u>budget</u>	
27	(10)	<u>State</u>	<u>Maine - Canadi-</u>	<u>Not</u>	<u>3 MRSA §227</u>
28		<u>Government</u>	<u>an Legislative</u>	<u>Authorized</u>	
29			<u>Advisory</u>		
30			<u>Commission</u>		
31	(11)	<u>Transportation</u>	<u>Maine - New</u>	<u>Expenses</u>	<u>P&amp;SL 1937, c. 18</u>
32			<u>Hampshire In-</u>	<u>only</u>	
33			<u>terstate Bridge</u>		
34			<u>Authority</u>		
35	(12)	<u>Transportation</u>	<u>Vehicle Equip-</u>	<u>Expenses</u>	<u>29 MRSA §1513</u>
36			<u>ment Safety</u>	<u>only</u>	
37			<u>Commission</u>		

1     §12005. Report to Secretary of State

2             Every board established by this chapter, except  
3 those classified as occupational and professional li-  
4 ensing boards in section 12004, subsection 1, and  
5 which are within or affiliated with the Department of  
6 Business, Occupational and Professional Regulation,  
7 shall be required to submit an annual report to the  
8 Secretary of State, on forms provided by the Secre-  
9 tary of State. This report shall be submitted no la-  
10 ter than December 15th of each calendar year and  
11 shall include the information required by this sec-  
12 tion and any other information deemed necessary by  
13 the Secretary of State to fulfill the purposes of  
14 this chapter:

15             1. Date and location of last meeting. The date  
16 and location of the last meeting in the calendar year  
17 of the report;

18             2. Dates and locations of all other meetings.  
19 The dates and locations of all other meetings of the  
20 board in the previous 12 months;

21             3. Number of members of the board. The total  
22 number of members of the board;

23             4. Attendance at and length of meetings. The  
24 number of members attending each meeting and the  
25 length of each meeting;

26             5. Compensation. The total per diem compensa-  
27 tion, if any, received by the board for each meeting  
28 and the total received for the calendar year;

29             6. Expenses. The total expenses for which the  
30 board is reimbursed, if any, for each meeting, and  
31 the total expenses for which all board members were  
32 reimbursed for the calendar year;

33             7. Members' names and addresses. The names and  
34 current addresses of the members of the board; and

35             8. Vacancies. The number of vacancies on the  
36 board as of December 15th.

37     §12006. Penalty for failure to report

1           Members of any board which fail to report to the  
2 Secretary of State, as required by section 12005,  
3 shall not be eligible to receive any daily rate or  
4 annual rate of compensation or any money for expenses  
5 incurred in the work of the board. The Commissioner  
6 of Finance and Administration, the Secretary of State  
7 or the authorized person to pay compensation or ex-  
8 penditures to members of the boards, shall not pay any  
9 rate of compensation or expenses to any member of a  
10 board which has failed to report to the Secretary of  
11 State.

12           Sec. 40. 6 MRSA §302, sub-§1, ¶A, as enacted by  
13 PL 1977, c. 678, §48, is amended to read:

14           A. ~~There is established the~~ The Maine Aeronauti-  
15 cal Advisory Board, established by Title 5, sec-  
16 tion 12004, subsection 10, and in this section  
17 called "the board," which shall be a board within  
18 the Department of Transportation.

19           Sec. 41. 6 MRSA §302, sub-§3, ¶B, as enacted by  
20 PL 1977, c. 678, §48, is amended to read:

21           B. ~~Members will serve without compensation or~~  
22 expenses shall be compensated as provided in Ti-  
23 tle 5.

24           Sec. 42. 7 MRSA §402-A, sub-§1, as enacted by PL  
25 1981, c. 705, Pt. I, §1, is amended to read:

26           1. Agriculture Promotion Committee. The commis-  
27 sioner may appoint a promotional committee, as autho-  
28 rized by Title 5, section 12004, subsection 9, to ad-  
29 vice and assist the department in its general efforts  
30 to promote Maine agricultural products. The commit-  
31 tee shall include, at a minimum, representatives in-  
32 volved in the production or marketing of those agri-  
33 cultural commodities which maintain, through state  
34 taxes or otherwise, an ongoing promotion and adver-  
35 tising program.

36           Sec. 43. 7 MRSA §403, sub-§3, as enacted by PL  
37 1981, c. 335, §1, is amended to read:

38           3. Advisory board. ~~There is created an~~ The East-  
39 ern States Exposition Advisory Board ~~to,~~ as estab-

1 lished by Title 5, section 12004, subsection 10,  
2 shall assist and advise the commissioner in fulfill-  
3 ment of the department's responsibilities under this  
4 section. The board shall consist of 10 members who  
5 are not employees of the State, chosen in the follow-  
6 ing manner.

7 A. Five members shall be selected from Region 1  
8 trustees of the Eastern States Exposition Board  
9 of Trustees, representing the various interests  
10 of the State. They shall be named by the Region 1  
11 chairman, who shall serve as an ex officio member  
12 of the board.

13 B. Five members shall be named by the Governor.  
14 Notwithstanding paragraph C, of the 5 members  
15 first appointed by the Governor, one shall be ap-  
16 pointed for a term of one year, one for a term of  
17 2 years, one for a term of 3 years, one for a  
18 term of 4 years and one for a term of 5 years.  
19 Thereafter, members appointed by the Governor  
20 shall serve the terms set out in paragraph C.

21 C. All board members shall serve 5-year terms.  
22 No member who has served a full 5-year term may  
23 succeed himself. In case of a vacancy, a new mem-  
24 ber shall be named, in the same manner as the  
25 member he is replacing, to fill the unexpired  
26 term. If a board member appointed from Region 1  
27 trustees ceases to be a Region 1 trustee during  
28 his term, his position on the board shall be de-  
29 clared vacant. The board shall meet at least once  
30 a year and at other times as deemed necessary and  
31 upon the call of the commissioner. It shall name  
32 its own chairman.

33 **Sec. 44. 7 MRSA §427, sub-§§1 and 2, as enacted**  
34 **by PL 1981, c. 154, §1, are amended to read:**

35 1. Establishment. For market orders, the commis-  
36 sioner shall, and for market agreements, the commis-  
37 sioner may, establish a commodity marketing committee  
38 or committees, as authorized by Title 5, section  
39 12004, subsection 9, to administer and implement the  
40 provisions of the orders or agreements. Members of  
41 the committees shall be initially appointed by the  
42 commissioner to equitably represent the producers,

1 handlers or processors who are directly affected by  
2 the order or agreement. The size of a committee, its  
3 geographic representation, membership qualification,  
4 selection procedure, term of office and operating  
5 procedures shall be prescribed by rule for each mar-  
6 ket order or market agreement for which a committee  
7 or committees may be established; provided that in  
8 each case where a market order or market agreement is  
9 in effect for a period greater than 12 months, the  
10 rules shall provide for a system for election of the  
11 producer, handler and processor members.

12 2. Expenses and compensation. Committee members  
13 ~~are not entitled to compensation for their services;~~  
14 ~~but are entitled to actual expenses incurred while~~  
15 ~~engaged in the performance of their duties shall be~~  
16 ~~compensated as provided in Title 5, chapter 379.~~ The  
17 commissioner may authorize the committee to employ  
18 necessary personnel, including an attorney, fix their  
19 compensation and term of employment, and to incur  
20 such expenses, to be paid by the commissioner from  
21 moneys collected as provided, as the commissioner may  
22 deem necessary and proper, to enable the committee to  
23 perform its duties. Members of any committee estab-  
24 lished under this section when acting in their offi-  
25 cial capacity under this subchapter shall be consid-  
26 ered agents of the commissioner.

27 Sec. 45. 7 MRSA §972, as enacted by PL 1981, c.  
28 513, §7, is amended to read:

29 §972. Potato Marketing Improvement Committee

30 The commissioner shall appoint an advisory com-  
31 mittee, as authorized by Title 5, section 12004, sub-  
32 section 9, of 8 members to be known as the Potato  
33 Marketing Improvement Committee. The Potato Marketing  
34 Improvement Committee shall advise the commissioner  
35 on the development and implementation of improved po-  
36 tato marketing systems, including the modernization,  
37 construction and operation of storage and central  
38 packing facilities. The Potato Marketing Improvement  
39 Committee shall also advise the commissioner concern-  
40 ing the funding and expenditures of the Potato Mar-  
41 keting Improvement Fund created pursuant to section  
42 973. The Potato Marketing Improvement Committee shall  
43 include one member representing the University of



1 Maine, one member representing the Maine Potato Coun-  
2 cil, one member representing the Maine Potato Commis-  
3 sion, one member representing the Maine Potato Sales  
4 Association, one member representing the Farmers Home  
5 Administration, one member representing the Farm  
6 Credit Service, one member representing the State De-  
7 velopment Office and one member representing the pub-  
8 lic. Where the commissioner finds it appropriate, the  
9 members representing the Farmers Home Administration  
10 and the Farm Credit Service may serve as a loan re-  
11 view committee and advise him, on a confidential ba-  
12 sis, on applications for funding.

13 Sec. 46. 7 MRSA §995, sub-§1 is amended to read:

14 1. Membership of committee. Any marketing order  
15 issued pursuant to sections 991 to 1006 shall provide  
16 for the establishment of an administrative committee  
17 to administer such order in accordance with its terms  
18 and provisions. This committee, authorized by Title  
19 5, section 12004, subsection 10, shall be known as  
20 the "Maine Potato Marketing Committee" and shall con-  
21 sist of 8 members, of whom 5 shall be producers and 3  
22 shall be handlers. For each member of the committee  
23 there shall be an alternate who shall have the same  
24 qualifications as the member. Persons selected as  
25 committee members or alternates to represent produc-  
26 ers shall be individuals who are producers in the re-  
27 spective district for which selected or officers or  
28 employees of a corporate producer in such district  
29 and such persons shall be residents of the respective  
30 district for which selected. Persons selected as  
31 committee members or alternates to represent handlers  
32 shall be individuals who are handlers in the State or  
33 officers or employees of a corporate handler in this  
34 State and such persons shall be residents of the  
35 State.

36 Sec. 47. 7 MRSA §995, sub-§10, as amended by PL  
37 1979, c. 541, Pt. B, §7, is further amended to read:

38 10. Expenses and compensation. No committee  
39 member Committee members shall receive a salary, but  
40 each shall be entitled to his actual expenses in-  
41 curring while engaged in performing his duties  
42 authorized be compensated as provided in Title 5,  
43 chapter 379. The commissioner may authorize the com-

1 mittee to employ necessary personnel, including an  
2 attorney, fix their compensation and terms of employ-  
3 ment, and to incur such expenses, to be paid by the  
4 commissioner from moneys collected as provided, as  
5 the commissioner may deem necessary and proper to en-  
6 able the committee properly to perform such of its  
7 duties as are authorized in this Article.

8           Sec. 48. 7 MRSA §1033, sub-§1, as enacted by PL  
9 1981, c. 513, §§10 and 12, is amended to read:

10           1. Board. The Maine Potato Quality Control Board  
11 ~~is established, to be by Title 5, section 12004, subsec-~~  
12 ~~tion 9, shall~~ consist of the following members:

13           A. One representative elected by the Maine Pota-  
14 to Commission;

15           B. Five representatives elected by the Maine Po-  
16 tato Council; one from each of the 3 districts  
17 defined in section 993, subsection 3, paragraphs  
18 A, C and D, and 2 from the district defined in  
19 section 993, subsection 3, paragraph B;

20           C. One representative elected by the Maine Pota-  
21 to Sales Association;

22           D. A representative of the department, appointed  
23 by the commissioner; and

24           E. A person appointed by the Governor to repre-  
25 sent consumers.

26 Members shall serve for staggered 2-year terms. In  
27 the initial membership, the board shall determine  
28 that 4 of its members shall serve for one-year terms.

29           Sec. 49. 7 MRSA §1033, sub-§3, as enacted by PL  
30 1981, c. 513, §§10 and 12, is amended to read:

31           3. Finances. The board may receive funds from  
32 any source and spend funds in furtherance of this Ar-  
33 ticle. The members ~~may be paid mileage at the rate~~  
34 ~~authorized for state employees and daily expenses as~~  
35 ~~determined by the board shall be compensated as pro-~~  
36 ~~vided in Title 5, chapter 379.~~ The board may employ  
37 staff and hire consultants. Any funds received by the

1 board shall be placed in a nonlapsing revolving fund.

2 Sec. 50. 7 MRSA §2151, as amended by PL 1983, c.  
3 565, §3, is further amended to read:

4 §2151. Creation and membership

5 A The Seed Potato Board, as established by Title  
6 5, section 12004, subsection 9, and located in the  
7 Department of Agriculture, Food and Rural Resources,  
8 shall consist of the commissioner and 8 additional  
9 members appointed by him. Of the 8 appointed mem-  
10 bers, 7 shall be chosen from representatives of the  
11 potato industry in Aroostook County and one from  
12 elsewhere in the State, provided that one appointed  
13 member shall be primarily a table stock producer and  
14 one primarily a processor producer.

15 Sec. 51. 7 MRSA §2155, sub-§1, as enacted by PL  
16 1983, c. 565, §7, is amended to read:

17 1. Administration. The Seed Potato Board shall  
18 elect a secretary, who need not be a member of the  
19 board, and the commissioner shall have authority to  
20 employ a managing director and such agents as may be  
21 necessary, subject to the Personnel Law, to consum-  
22 mate any and all programs which it may institute, as  
23 authorized under the terms of this chapter and shall  
24 keep a record of all of its proceedings, and all ex-  
25 penses by it incurred shall be paid out of the State  
26 Treasury, on certification of the commissioner, upon  
27 the audit and warrant of the State Controller and  
28 charged against any and all appropriations which may  
29 be annually made available for its use as stipulated.  
30 The board shall be subject to the provisions of Title  
31 5, chapter 379.

32 Sec. 52. 7 MRSA §2952, first ¶, as amended by PL  
33 1983, c. 484, §1, is further amended to read:

34 The Maine Milk Commission, as established by Ti-  
35 tle 5, section 12004, subsection 6, shall consist of  
36 5 members and at all times shall include within its  
37 membership the Commissioner of Agriculture, Food and  
38 Rural Resources or his designee, ex officio. In ad-  
39 dition to the limitations of Title 5, section 18,  
40 none of the remaining 4 members of the commission

1 shall at the time of appointment or while serving as  
2 a member of the commission, and no employee of the  
3 commission ~~shall~~ may have any official business, oth-  
4 er than retail purchases of milk, or professional  
5 connection or relation with, or hold any interest or  
6 stock or securities in, any producer, dealer, store  
7 or other person whose activities are subject to the  
8 jurisdiction of the commission; nor ~~shall~~ may any  
9 member or employee of the commission render any pro-  
10 fessional or other service against any such producer,  
11 dealer, store or other person whose activities are  
12 subject to the jurisdiction of the commission or be a  
13 member of a firm which shall render any such service.

14 Sec. 53. 7 MRSA §2952, next to last ¶, as  
15 amended by PL 1977, c. 78, §31, is further amended to  
16 read:

17 Any vacancy in the membership of ~~said~~ the commis-  
18 sion shall be filled by appointment by the Governor.  
19 Members of the commission shall be allowed actual  
20 traveling and other necessary expenses incurred in  
21 the performance of their duties and each member shall  
22 receive a per diem compensation for the time actually  
23 spent in the performance of his duties compensated as  
24 provided in Title 5, chapter 379, that compensation  
25 to be determined by the Governor. The cost of admin-  
26 istration of ~~said~~ the commission, including expenses  
27 and compensation of members, shall not exceed the  
28 amount of fees collected under this chapter. The com-  
29 mission shall be furnished a suitable office in the  
30 State Capitol, together with all necessary equipment  
31 and supplies therefor.

32 Sec. 54. 8 MRSA §141, first ¶, as amended by PL  
33 1983, c. 553, §46, is further amended to read:

34 The Maine Athletic Commission, established by Ti-  
35 tle 5, section 12004, subsection 1, and in this chap-  
36 ter called "the commission," shall consist of 5 mem-  
37 bers appointed by the Commissioner of Business, Occu-  
38 pational and Professional Regulation, with the advice  
39 and consent of the Governor. No member may receive  
40 any compensation or remuneration for promoting, com-  
41 peting or otherwise engaging in boxing or wrestling.  
42 Each member of the commission shall receive a salary  
43 of \$1,000 a year and reasonable expenses, including

1 ~~transportation, incurred in the performance of his~~  
2 ~~duties be compensated as provided in Title 5, chapter~~  
3 ~~379.~~

4 Sec. 55. 8 MRSA §261, as amended by PL 1983, c.  
5 75, is further amended to read:

6 §261. Commission

7 The State Harness Racing Commission, as  
8 ~~heretofore~~ established by Title 5, section 12004,  
9 subsection 8, and ~~hereinafter~~ in this chapter called  
10 the "commission," shall consist of 3 members who  
11 shall be appointed and may be for cause removed by  
12 the Governor. All members of the commission shall be  
13 appointed or reappointed by the Governor, subject to  
14 review by the joint standing committee of the Legis-  
15 lature having jurisdiction over agriculture and con-  
16 firmation by the Legislature. No more than 2 members  
17 ~~shall~~ may be of the same political party. One member  
18 shall, in some capacity, be connected with agricul-  
19 tural societies which operate pari-mutuel racing.  
20 Upon the expiration of the term of office of any mem-  
21 ber, his successor shall be appointed for a term of 3  
22 years. Any vacancy shall be filled by appointment for  
23 the unexpired term. The members shall serve until  
24 their successors are appointed and qualified. So far  
25 as practicable, they shall be persons interested in  
26 the establishment and development of a Maine breed of  
27 standard bred horses and no member of the commission  
28 shall have any pecuniary interest in any racing or  
29 the sale of pari-mutuel pools licensed under this  
30 chapter.

31 Sec. 56. 8 MRSA §265, as repealed and replaced  
32 by PL 1979, c. 672, Pt. A, §45, is repealed and the  
33 following enacted in its place:

34 §265. Compensation

35 Members of the commission shall be compensated as  
36 provided in Title 5, chapter 379.

37 Sec. 57. 8 MRSA §321, as amended by PL 1975, c.  
38 771, §104, is further amended to read:

39 §321. Commission

1           The State Running Horse Racing Commission, as  
2 ~~heretofore~~ established by Title 5, section 12004,  
3 ~~subsection 8,~~ and ~~hereinafter~~ in this chapter called  
4 the "commission," shall consist of 3 members ap-  
5 pointed by the Governor. No more than 2 members  
6 shall may be of the same political party. Each member  
7 shall be appointed for a term of 3 years or until his  
8 successor has been appointed and qualified. Any va-  
9 cancy shall be filled for the unexpired term by the  
10 Governor. One member shall be appointed by the Gov-  
11 ernor as chairman and one as secretary. No member  
12 shall may have any pecuniary interest in any racing  
13 or the sale of pari-mutuel pools licensed hereunder.

14           Sec. 58. 8 MRS §351, first ¶, as amended by PL  
15 1975, c. 771, §105, is further amended to read:

16           There is established a The State Lottery Commis-  
17 sion ~~which,~~ established by Title 5, section 12004,  
18 subsection 8, shall consist of 5 members, all of whom  
19 shall be citizens and residents of this State and all  
20 of whom shall be appointed by the Governor. No more  
21 than 3 of the 5 members shall may be members of the  
22 same political party. The members shall be appointed  
23 for terms of 5 years, except that of the members  
24 first appointed, one shall be appointed for a term of  
25 1 one year, one for a term of 2 years, one for a term  
26 of 3 years, one for a term of 4 years, and one for a  
27 term of 5 years. The term of each of the members  
28 first appointed shall be designated by the Governor.  
29 The members shall annually elect one of them as  
30 chairman of the commission.

31           Sec. 59. 8 MRS §351, last ¶, as amended by PL  
32 1983, c. 205, is repealed and the following enacted  
33 in its place:

34           The members of the commission shall receive no  
35 salaries and shall be compensated as provided in Ti-  
36 tle 5, chapter 379. In addition, the commission mem-  
37 bers shall not be compensated for more than 20 meet-  
38 ings per year.

39           Sec. 60. 10 MRS §304, as enacted by PL 1967, c.  
40 487, is amended to read:

41           §304. Creation of commission -- Article III

1           There is hereby created the The New England In-  
2           terstate Planning Commission, hereinafter established  
3           by Title 5, section 12004, subsection 12, shall be  
4           called the "commission."

5           Sec. 61. 10 MRSA §309, sub-§4, as enacted by PL  
6           1967, c. 487, is amended to read:

7           4. Reimbursement of expenses. The members of the  
8           commission shall be paid by the commission their ac-  
9           tual expenses incurred and incidental to the perform-  
10          ance of their duties, subject to the approval of the  
11          commission compensated by the commission, as provided  
12          by Title 5, chapter 379.

13          Sec. 62. 10 MRSA §962, 2nd ¶, as enacted by PL  
14          1983, c. 519, §6, is repealed and the following en-  
15          acted in its place:

16          The Finance Authority of Maine, as established by  
17          Title 5, section 12004, subsection 7, to fulfill  
18          these purposes is authorized to:

19          Sec. 63. 10 MRSA §967, sub-§1, as enacted by PL  
20          1983, c. 519, §6, is repealed and the following en-  
21          acted in its place:

22          1. Compensation. Be compensated as provided in  
23          Title 5, chapter 379; and

24          Sec. 64. 10 MRSA §967, sub-§2, as enacted by PL  
25          1983, c. 519, §6, is repealed.

26          Sec. 65. 10 MRSA §985, sub-§3, as enacted by PL  
27          1983, c. 519, §7, is amended to read:

28          3. Terms of appointment and compensation. The  
29          public members shall be appointed for terms of 4  
30          years, except that, of the initial appointees, one  
31          shall be appointed for one year, one for 2 years, one  
32          for 3 years and one for 4 years. Any vacancy shall be  
33          filled by an appointment for the remainder of the un-  
34          expired term. Each public member shall receive the  
35          same per diem salary as paid to Legislators for ser-  
36          vices at hearings of the board of directors and shall  
37          be entitled to payment of necessary expenses, con-  
38          sistent with Title 5, section 13 for attending any

1 such meetings or hearings or for any other expenses  
2 incurred in connection with the official business of  
3 the board of directors, under the authorization of  
4 the board be compensated as provided by Title 5,  
5 chapter 379, following approval of expenses by the  
6 director. Payment of expenses shall be approved by  
7 the director and the chairman-

8 Sec. 66. 10 MRSA §1100-A, as enacted by PL 1983,  
9 c. 519, §21, is amended to read:

10 §1100-A. Organization of loan board

11 The Maine Veterans' Small Business Loan Board ~~is~~  
12 ~~created and,~~ as established by Title 5, section  
13 12004, subsection 10, in this subchapter shall be  
14 called the "loan board". The loan board shall con-  
15 sist of 9 members, including the Director of Veter-  
16 ans' Services, and 8 members-at-large appointed by  
17 the Governor for a period of 4 years, provided that  
18 of the members first appointed, 2 shall be appointed  
19 for a term of one year, 2 for a term of 2 years, 2  
20 for a term of 3 years and 2 for a term of 4 years.  
21 Two public members of the loan board shall be ap-  
22 pointed by the Governor to serve on the Finance Au-  
23 thority of Maine board. A vacancy in the office of  
24 an appointive member, other than by expiration, shall  
25 be filled in like manner as an original appointment,  
26 but only for the remainder of the term of the retir-  
27 ing member. Appointive members may be removed by the  
28 Governor for cause. The loan board shall elect one  
29 of its members as chairman, one as vice-chairman, one  
30 as treasurer and one as secretary. Five members of  
31 the loan board shall constitute a quorum. The affir-  
32 mative vote of 5 members present and voting shall be  
33 necessary for any action taken by the loan board. No  
34 vacancy in the membership of the loan board may im-  
35 pair the right of the quorum to exercise all rights  
36 and perform all the duties of the loan board.

37 All the members of the loan board shall ~~not be~~  
38 ~~paid per diem but shall be reimbursed for their actu-~~  
39 ~~al expenses necessarily incurred in the performance~~  
40 ~~of their duties be compensated in accordance with Ti-~~  
41 ~~tle 5, chapter 379.~~

42 Sec. 67. 10 MRSA §1414, sub-§1, as enacted by PL



1 1979, c. 503, §2, is amended to read:

2 1. Establishment. ~~There is created an~~ The Advisory  
3 Council on Energy Efficiency Building Performance  
4 Standards, established by Title 5, section 12004,  
5 subsection 10, is hereinafter referred to as the ad-  
6 visory council. The advisory council shall consist of  
7 10 persons. The Governor shall appoint one member who  
8 is a registered professional architect, one member  
9 who is a registered professional engineer, one member  
10 who is primarily a residential building contractor,  
11 one member who is primarily a nonresidential building  
12 contractor, one member who is a practicing building  
13 inspector, one member who represents the banking in-  
14 dustry, one member who represents industry, one mem-  
15 ber who represents the commercial community and 2  
16 members who are elected officials of a county or mu-  
17 nicipality. Public members shall serve for 4 years  
18 except as provided in this section and may be reap-  
19 pointed by the Governor for a succeeding term.  
20 Elected county and municipal officials shall be ap-  
21 pointed to a term of office to coincide with their  
22 terms of office, not to exceed 4 years. Members shall  
23 not serve for more than 2 successive terms. The terms  
24 of the initial public members shall be as follows:  
25 The banking representative and building contractor  
26 shall initially serve for 2 years and the registered  
27 professional engineer, the practicing building in-  
28 spector and the registered professional architect  
29 shall initially serve for 3 years.

30 Sec. 68. 10 MRSA §1414, sub-§3, as enacted by PL  
31 1979, c. 503, §2, is amended to read:

32 3. Meetings and compensation. The advisory coun-  
33 cil shall meet at least 4 times per year and each  
34 member shall be compensated ~~for travel expenses in-~~  
35 ~~curring in executing the duties under this chapter as~~  
36 provided in Title 5, chapter 379.

37 Sec. 69. 10 MRSA §9003, sub-§1, as amended by PL  
38 1983, c. 553, §46, is further amended to read:

39 1. Established. ~~There is created and established~~  
40 The Manufactured Housing Board, established by Title  
41 5, section 12004, subsection 1 and located in the De-  
42 partment of Business, Occupational and Professional

1 Regulation the Manufactured Housing Board which shall  
2 have the responsibility of administering and enforcing  
3 this chapter. The board shall consist of 5 mem-  
4 bers appointed by the Governor.

5 Sec. 70. 10 MRSA §9003, sub-§5, as enacted by PL  
6 1977, c. 550, §1, is amended to read:

7 5. Compensation. The appointed members of the  
8 board are entitled to \$35 per day and their necessary  
9 traveling expenses for actual attendance at meetings  
10 and hearings or for any other official business of  
11 the board shall be compensated as provided in Title  
12 5, chapter 379.

13 Sec. 71. 12 MRSA §51, first ¶, as amended by PL  
14 1979, c. 731, §19, is further amended to read:

15 The State Soil and Water Conservation Commission,  
16 as heretofore established, by Title 5, section 12004,  
17 subsection 8, shall serve as an agency of the State  
18 and shall perform the functions conferred upon it in  
19 this chapter. It shall consist of the following 11  
20 members: The Dean of the College of Life Sciences and  
21 Agriculture, the Commissioner of Agriculture, Food  
22 and Rural Resources, the Commissioner of Conserva-  
23 tion, the Commissioner of Inland Fisheries and Wild-  
24 life and the Commissioner of Marine Resources, who  
25 shall serve ex officio, except that each ex officio  
26 member may delegate one of his staff to serve regu-  
27 larly in his absence, and 6 soil and water conserva-  
28 tion district supervisors, one of which shall repre-  
29 sent each of the following 6 areas: Area 1, composed  
30 of St. John Valley, Central Aroostook and Southern  
31 Aroostook Soil and Water Conservation Districts; Area  
32 2, composed of Washington and Hancock County Soil and  
33 Water Conservation Districts; Area 3, composed of  
34 Penobscot, Piscataquis and Somerset County Soil and  
35 Water Conservation Districts; Area 4, composed of  
36 Kennebec, Knox-Lincoln and Waldo County Soil and Wa-  
37 ter Conservation Districts; Area 5, composed of  
38 Androscoggin Valley, Oxford and Franklin County Soil  
39 and Water Conservation Districts; Area 6, composed of  
40 Cumberland and York County Soil and Water Conserva-  
41 tion Districts. Any district organized after October  
42 1, 1975, shall be included in one of these 6 areas as  
43 determined by the State Soil and Water Conservation

1 Commission.

2 Sec. 72. 12 MRSA §53, as amended by PL 1983, c.  
3 99, §3, is further amended to read:

4 §53. Officers; terms; quorum; compensation; records

5 The commission shall elect one of its members to  
6 be chairman and may, from time to time, change such  
7 designation. An ex officio member of the commission  
8 shall hold office so long as he shall hold the office  
9 by virtue of which he is serving on the commission.  
10 Upon the expiration of the term of office of, or in  
11 the case of a vacancy in, the office of an elected  
12 member, his successor shall be elected in the same  
13 manner, and from the same area, as the retiring mem-  
14 ber was elected. A majority of the commission shall  
15 constitute a quorum, and the concurrence of a majori-  
16 ty of the ~~said~~ quorum in any matter within their du-  
17 ties shall be required for its determination. The  
18 chairman and members of the commission shall ~~receive~~  
19 ~~no compensation for their services on the commission,~~  
20 ~~but shall be entitled to expenses, including travel-~~  
21 ~~ing expenses, necessarily incurred in the discharge~~  
22 ~~of their duties on the commission, if and when funds~~  
23 ~~are available be compensated as provided in Title 5,~~  
24 ~~chapter 379 and provided that sufficient funds are~~  
25 ~~available.~~ The commission shall provide for the keep-  
26 ing of an accurate record of all proceedings and of  
27 all resolutions, regulations and orders issued or  
28 adopted.

29 Sec. 73. 12 MRSA §602, sub-§15, ¶C, as amended  
30 by PL 1973, c. 460, §19, is further amended to read:

31 C. The department shall appoint a Maine Trails  
32 System Advisory Committee, as established by Ti-  
33 tle 5, section 12004, subsection 10, whose mem-  
34 bers shall represent various interested parties,  
35 for the purpose of advising him on matters relat-  
36 ed to the Maine Trails System.

37 Sec. 74. 12 MRSA §633, first ¶, as amended by PL  
38 1977, c. 360, §11, is further amended to read:

39 The Commissioner of ~~the Department of Conserva-~~  
40 ~~tion~~ shall appoint a Keep Maine Scenic Committee, as

1 established by Title 5, section 12004, subsection 10,  
2 to advise and consult with the department in carrying  
3 out the administration of this chapter. The commit-  
4 tee shall consist of 11 members and the chairman  
5 shall be appointed by the commissioner. Each member  
6 shall hold office for 3 years, except that at the  
7 time of the first appointments, 4 shall be appointed  
8 for a term of one year, 4 for a term of 2 years and 3  
9 for a term of 3 years. Committee members, while  
10 servng on business of the committee, shall receive  
11 no compensation but shall be entitled to receive ac-  
12 tual expenses shall be compensated as provided in Ti-  
13 tle 5, chapter 379.

14 Sec. 75. 12 MRSA §683, first ¶, as amended by PL  
15 1979, c. 497, §1, is further amended to read:

16 To carry out the purposes stated in section 681  
17 there is created, within the The Maine Land Use Regu-  
18 lation Commission, as established by Title 5, section  
19 12004, subsection 5, to carry out the purposes stated  
20 in section 681, is created within the Department of  
21 Conservation, the Maine Land Use Regulation Commis-  
22 sion, hereinafter and in this chapter called the  
23 "commission." The commission is charged with imple-  
24 menting this chapter in all of the unorganized and  
25 deorganized areas of the State. The commission shall  
26 consist of 7 public members, none of whom shall be  
27 state employees, who shall be appointed by the Gover-  
28 nor, subject to review by the Joint Standing Commit-  
29 tee on Natural Resources and to confirmation by the  
30 Legislature, for staggered 4-year terms. Among the  
31 public members, there shall be 4 who shall be  
32 knowledgeable in at least one of each of the follow-  
33 ing areas: Commerce and industry; fisheries and wild-  
34 life; forestry; and conservation. Of the potential  
35 appointees to the commission, the Governor shall give  
36 consideration to persons residing in or near the un-  
37 organized areas of the State.

38 Sec. 76. 12 MRSA §684, first ¶, as amended by PL  
39 1977, c. 694, §221, is further amended to read:

40 The commission shall elect annually, from its own  
41 membership, a secretary and such other officers it  
42 deems necessary. The Commissioner of the Department  
43 of Conservation shall be chairman of the commission.

1 Meetings shall be held at the call of the chairman or  
2 at the call of more than 1/2 of the membership. Such  
3 public meetings shall be held at least once a month.  
4 The commission, acting in accordance with the proce-  
5 dures set forth in Title 5, chapter 375, subchapter  
6 II, may adopt whatever rules it deems necessary for  
7 the conduct of its business. The secretary shall  
8 keep minutes of all proceedings of the commission,  
9 which minutes shall be a public record available and  
10 on file in the office of the commission. Members of  
11 the commission, except state employees, shall receive  
12 \$40 per day for their services at meetings or hear-  
13 ings and all members shall receive necessary travel-  
14 ing expenses for attending any meetings of the com-  
15 mission or for any travel in connection with the of-  
16 ficial business of the commission and under specific  
17 authority of the commission, which traveling expenses  
18 shall be paid out of the General Fund be compensated  
19 as provided in Title 5, chapter 379. A quorum of the  
20 commission for the transaction of business shall be 4  
21 members. No action shall may be taken by the commis-  
22 sion unless upon approval by a vote of 4 members.

23 Sec. 77. 12 MRSA §901, first ¶, as amended by PL  
24 1983, c. 556, §3, is further amended to read:

25 All the lands in Townships 2, 3, 4, 5 and 6,  
26 Range 9 W.E.L.S. and in Townships 3, 4, 5 and 6,  
27 Range 10 W.E.L.S., Piscataquis County, and Township  
28 6, Range 8 W.E.L.S., Penobscot County, that have been  
29 donated and conveyed to the State of Maine in trust  
30 by Percival Proctor Baxter and all lands in the Town-  
31 ships 2, 3, 4, 5 and 6, Range 9 and in Townships 3,  
32 4, 5 and 6, Range 10, and in Township 6, Range 8 and  
33 all lands in Piscataquis and Penobscot Counties that  
34 hereafter shall be donated and conveyed to the State  
35 by Percival Proctor Baxter in trust for state forest,  
36 public park and public recreational purposes are  
37 named and shall hereafter be named "Baxter State  
38 Park" in honor of the donor, and the same hereafter  
39 shall forever be so designated on the official maps  
40 and records of the State. They shall be under the  
41 joint supervision and control of, and shall be admin-  
42 istered by the Director of the Bureau of Forestry,  
43 the Commissioner of Inland Fisheries and Wildlife and  
44 the Attorney General, and the commissioner, director  
45 and Attorney General shall have full power in the

1 control and management of the same, under the title  
2 of Baxter State Park Authority, as authorized by Ti-  
3 tle 5, section 12004, subsection 8. The authority  
4 shall receive moneys available from trust funds es-  
5 tablished by the donor of the park and shall include  
6 fees collected, income from park trust funds invested  
7 by the Treasurer of State and other miscellaneous in-  
8 come derived from the park for maintenance and opera-  
9 tion of the park.

10 Sec. 78. 12 MRSA §1701, first ¶, as enacted by  
11 PL 1969, c. 557, §1, is amended to read:

12 The Maine Forest Authority, ~~hereinafter~~ estab-  
13 lished by Title 5, section 12004, subsection 8 and in  
14 this chapter called "the authority," is created and  
15 designated as the agency of the State ~~of Maine~~ to re-  
16 ceive such sums as are from time to time paid to the  
17 State by the trustee under clause THIRD of a certain  
18 inter vivos trust dated July 6, 1927, as from time to  
19 time amended, created by the late Percival Proctor  
20 Baxter for the purchase of forest lands for recrea-  
21 tional and reforestation purposes, and by ~~said~~ that  
22 trustee and by the trustees of the Baxter State Park  
23 Trust Fund created by ~~chapter 21 of the~~ Private and  
24 Special laws of Law 1961, chapter 21, for the care,  
25 protection and operation of such lands so purchased  
26 or otherwise acquired.

27 Sec. 79. 12 MRSA §4603 is amended to read:

28 §4603. Commission -- Article III

29 Each state joining herein shall appoint 3 repre-  
30 sentatives to a commission constituted and designated  
31 as the Atlantic States Marine Fisheries Commission,  
32 as authorized by Title 5, section 12004, subsection  
33 12. One shall be the executive officer of the admin-  
34 istrative agency of ~~such~~ the state charged with the  
35 conservation of the fisheries resources to which this  
36 compact pertains or, if there be more than one offi-  
37 cer or agency, the official of that state named by  
38 the governor thereof. The 2nd shall be a member of  
39 the legislature of ~~such~~ the state designated by the  
40 commission or committee on interstate cooperation of  
41 ~~such that~~ the state, or if there be none, or if ~~said~~ the  
42 commission on interstate cooperation cannot constitu-

1 tionally designate the said member, such that legis-  
2 lator shall be designated by the governor thereof;  
3 provided, if it is constitutionally impossible to ap-  
4 point a legislator as a commissioner from such that  
5 state, the 2nd member shall be appointed by the gov-  
6 ernor of said that state in his discretion. The 3rd  
7 shall be a citizen who shall have a knowledge of and  
8 interest in the marine fisheries problem to be ap-  
9 pointed by the Governor. This commission shall be a  
10 body corporate with the powers and duties set forth  
11 herein.

12 Sec. 80. 12 MRSA §5013, sub-§1, as amended by PL  
13 1977, c. 360, §20, is further amended to read:

14 1. Land Use Regulation Commission. The Maine  
15 Land Use Regulation Commission as established by  
16 chapter 206-A, which Title 5, chapter 379 shall be  
17 under the direction and supervision of a director who  
18 shall be qualified by experience in planning and ad-  
19 ministration consistent with section 681. The direc-  
20 tor shall be appointed by the commissioner, with the  
21 consent of a majority of the commission, for a term  
22 coterminous with the commissioner, subject to removal  
23 for cause by the commissioner with the approval of  
24 the Governor;

25 Sec. 81. 12 MRSA §6024, sub-§1, as amended by PL  
26 1983, c. 383, §1, is further amended to read:

27 1. Appointment; composition; term; compensation.  
28 The advisory council, established by Title 5, section  
29 12004, subsection 10, shall consist of 9 members.  
30 Each member shall be appointed by the Governor and  
31 shall be subject to review by the joint standing com-  
32 mittee of the Legislature having jurisdiction over  
33 marine resources and to confirmation by the Legisla-  
34 ture. Eight of the members shall be selected from  
35 persons directly engaged in commercial activities or  
36 industries based on marine resources, and one of the  
37 members shall be selected from persons who represent  
38 recreational fishing interests. The composition of  
39 the council shall adequately represent the commercial  
40 fisheries' activities over which the department has  
41 jurisdiction and shall also reflect a geographical  
42 distribution along the coast. All members shall be  
43 appointed for a term of 3 years, except a vacancy

1 shall be filled in the same manner as an original for  
2 the unexpired portion of the term. Members shall  
3 serve until their successors are appointed. Members  
4 shall be compensated at \$25 for each day spent at a  
5 regular or special council meeting and may be reim-  
6 bursed for actual expenses as provided in Title 5,  
7 chapter 379. The total compensation and expenses of  
8 the council shall not exceed \$5,000 in any year.

9 Sec. 82. 12 MRSA §6251, sub-§1, as amended by PL  
10 1981, c. 433, §5, is further amended to read:

11 1. Commission; members. The Atlantic Sea Run  
12 Salmon Commission, established by Title 5, section  
13 12004, subsection 10, shall have the following mem-  
14 bers:

15 A. The Commissioner of Marine Resources and the  
16 Commissioner of Inland Fisheries and Wildlife or  
17 their respective designees; and

18 B. A 3rd member, who shall be appointed by the  
19 Governor. The appointment shall be for 4 years or  
20 thereafter until his successor is appointed and  
21 qualified. He shall be a Maine citizen. Any va-  
22 cancy shall be appointed for a full term.

23 Sec. 83. 12 MRSA §6251, sub-§2, as enacted by PL  
24 1977, c. 661, §5, is amended to read:

25 2. Compensation. The appointed member shall re-  
26 ceive \$10 a day and expenses when engaged in the dis-  
27 charge of his official duties be compensated as pro-  
28 vided in Title 5, chapter 379.

29 Sec. 84. 12 MRSA §6462, sub-§1, as repealed and  
30 replaced by PL 1981, c. 377, §1, is amended to read:

31 1. Appointment; composition. ~~There is estab-~~  
32 ~~lished the~~ The Lobster Advisory Council which, estab-  
33 lished by Title 5, section 12004, subsection 10,  
34 shall consist of 11 members. Each member shall be ap-  
35 pointed by the Governor as follows.

36 A. One person who holds a lobster and crab fish-  
37 ing license shall be appointed from each of the  
38 following counties:



- 1 (1) Cumberland;
- 2 (2) Hancock;
- 3 (3) Knox;
- 4 (4) Lincoln;
- 5 (5) Sagadahoc;
- 6 (6) Waldo;
- 7 (7) Washington; and
- 8 (8) York.

9 B. Two persons who hold wholesale seafood li-  
10 censes and are primarily dealers in lobsters  
11 shall be appointed.

12 C. One person who is a member of the general  
13 public and does not hold any license under this  
14 subchapter shall be appointed.

15 Sec. 85. 12 MRSA §6462, sub-§3, as enacted by PL  
16 1979, c. 355, §1, is repealed and the following en-  
17 acted in its place:

18 3. Compensation. Members shall be compensated  
19 according to Title 5, chapter 379.

20 Sec. 86. 12 MRSA §6583, sub-§1, as enacted by PL  
21 1981, c. 677, §1, is amended to read:

22 1. Establishment. The Maine Groundfish Associa-  
23 tion, established by Title 5, section 12004, subsec-  
24 tion 9, is established as a nonprofit corporation  
25 subject to the provisions of Title 13-B for the pur-  
26 poses of promoting groundfish and enhancing the de-  
27 velopment of the groundfish industry.

28 Sec. 87. 12 MRSA §7033, sub-§1, as repealed and  
29 replaced by PL 1979, c. 543, §2, is amended to read:

30 1. Appointment. There is established an The ad-  
31 visory council, which established by Title 5, section  
32 12004, subsection 10, shall consist of one member

1 representing each of the management units the commis-  
2 sioner establishes to administer chapters 701 to 721.  
3 Members of the advisory council shall be appointed by  
4 the Governor, subject to review by the Joint Standing  
5 Committee on Fisheries and Wildlife and to confirma-  
6 tion by the Legislature. The commissioner shall be a  
7 nonvoting member of the council ex officio, but may  
8 vote to break a tie.

9       Sec. 88. 12 MRSA §7033, sub-§3, as amended by PL  
10 1981, c. 111, is repealed and the following enacted  
11 in its place:

12       3. Expenses. The members of the advisory council  
13 shall be compensated as provided in Title 5, chapter  
14 379.

15       Sec. 89. 12 MRSA §7301, sub-§1, as amended by PL  
16 1979, c. 723, §11, is further amended to read:

17       1. Examining board. A Board of Examiners for the  
18 Licensing of Guides, established by Title 5, section  
19 12004, subsection 1, shall consist of the following:

20       A. The commissioner or such subordinate officer  
21 of the department as the commissioner may desig-  
22 nate;

23       B. Two wardens of the department; and

24       C. A representative of the public to be ap-  
25 pointed by the Governor for a term of 3 years.  
26 The public member shall ~~receive no compensation,~~  
27 ~~but the department shall reimburse him for actual~~  
28 ~~expenses incurred in carrying out his duties at~~  
29 ~~the same rate as provided for state employees be~~  
30 ~~compensated as provided in Title 5, chapter 379.~~

31       Sec. 90. 12 MRSA §7302, sub-§1, as repealed and  
32 replaced by PL 1979, c. 543, §27, is amended to read:

33       1. Examining board. The commissioner, as autho-  
34 rized by Title 5, section 12004, subsection 10, shall  
35 appoint a board of 5 members, to be known as the  
36 "Junior Maine Guides and Trip Leaders' Curriculum  
37 Board." The board shall consist of one member from  
38 the Department of Inland Fisheries and Wildlife, one

1 member from the Department of Human Services and 3  
2 public members, one of whom shall be a Maine camp di-  
3 rector. All members shall serve without compensation,  
4 except that public members shall be reimbursed for  
5 travel and other necessary expenses incurred in the  
6 performance of their duties. The public members shall  
7 be compensated as provided in Title 5, chapter 379.  
8 Appointments to the board shall be for 3 years or un-  
9 til successors are appointed.

10 Sec. 91. 12 MRSA §7367, sub-§2, as enacted by PL  
11 1983, c. 502, §4, is amended to read:

12 2. Whitewater Safety Committee. The Whitewater  
13 Safety Committee is established. The committee by  
14 Title 5, section 12004, subsection 10 shall advise  
15 the commissioner in establishing and reviewing safety  
16 requirements for whitewater trips, developing a safe-  
17 ty information program and reviewing the safety  
18 record of whitewater guides and outfitters. The com-  
19 mittee shall submit a written report annually on each  
20 outfitter's safety record to the Whitewater Advisory  
21 Committee, while the advisory committee remains in  
22 existence.

23 A. The Whitewater Safety Committee shall be com-  
24 posed of 8 members: Two members of the  
25 whitewater guides board designated by the board;  
26 2 commercial whitewater outfitters and 2  
27 whitewater guides designated by the Governor; and  
28 2 members from the general public, one designated  
29 by the President of the Senate and one designated  
30 by the Speaker of the House of Representatives.

31 B. Terms of members of the Whitewater Safety  
32 Committee shall be for 2 years, expiring on De-  
33 cember 31st, except that initially the members  
34 shall draw lots for a one-year or a 2-year term.  
35 Terms shall be staggered so that the term of one  
36 member in each category expires each year. Mem-  
37 bers shall serve until their successors are nomi-  
38 nated and qualified. Members appointed to fill a  
39 vacancy created by the resignation, death or in-  
40 capacity of a member shall complete the term of  
41 the vacancy and be eligible for reappointment.  
42 Members shall serve without compensation, except  
43 for per diem and reimbursement for travel and ac-

1           tual expenses for up to 4 meetings per year be  
2           compensated as provided in Title 5, chapter 379  
3           for no more than 4 meetings a year.

4           Sec. 92. 12 MRSA §7369-A, first ¶, as enacted by  
5           PL 1983, c. 502, §4, is amended to read:

6           The Whitewater Advisory Committee is established  
7           by Title 5, section 12004, subsection 10, to advise  
8           the department and report to the Legislature on the  
9           implementation of the allocation process and other  
10          aspects of the operation of the industry which relate  
11          to the purposes of this subchapter.

12          Sec. 93. 12 MRSA §7369-A, sub-§2, as enacted by  
13          PL 1983, c. 502, §4, is amended to read:

14           2. Terms; compensation. Legislative members  
15          shall serve during their legislative terms. Members  
16          shall serve until their successors are nominated and  
17          qualified. Members shall ~~serve without compensation,~~  
18          ~~except for per diem and reimbursement for travel and~~  
19          ~~actual expenses for up to 10 meetings per year be~~  
20          compensated as provided in Title 5, chapter 379 for  
21          no more than 10 meetings a year.

22          Sec. 94. 12 MRSA §9621, first and last ¶¶, as  
23          enacted by PL 1983, c. 556, §16, are amended to  
24          read:

25          The Governor shall appoint a 9-member council, as  
26          authorized by Title 5, section 12004, subsection 10,  
27          to advise the Department of Conservation on all mat-  
28          ters pertaining to the forest fire control program.  
29          The council shall consist of one representative each  
30          from the Forest Fire Control Division of the Depart-  
31          ment of Conservation and the Maine State Fire Chief's  
32          Association. At least one member shall be a municipal  
33          official. Four members shall represent the commercial  
34          forest industry, of which 2 shall represent landown-  
35          ers in the organized portions of the State and 2  
36          shall represent landowners in the unorganized portion  
37          of the State. One member shall represent a forest re-  
38          lated tourist industry and one shall represent a non-  
39          commercial private owner of acreage which is subject  
40          to the tax assessed under Title 36, chapter 366.

1 The members of the council shall receive actual  
2 expenses incurred in the conduct of the council's  
3 activities be compensated as provided in Title 5,  
4 chapter 379.

5 Sec. 95. 13 MRSA §1956, sub-§1, as amended by PL  
6 1979, c. 731, §19, is repealed and the following en-  
7 acted in its place:

8 1. Board. The Maine Agricultural Bargaining  
9 Board, established by Title 5, section 12004, subsec-  
10 tion 3, and located in the Department of Agriculture,  
11 Food and Rural Resources, shall administer this Arti-  
12 cle.

13 Sec. 96. 13 MRSA §1956, sub-§5, as enacted by PL  
14 1973, c. 621, §1, is amended to read:

15 5. Expenses. Members of the board shall be com-  
16 pensated at the rate of \$50 per day, in addition to  
17 their actual expenses while carrying out the func-  
18 tions of the board according to the provisions of Ti-  
19 tle 5, chapter 379.

20 Sec. 97. 17 MRSA §1051, first ¶, as repealed and  
21 replaced by PL 1983, c. 308, §§6 and 14, is amended  
22 to read:

23 The Animal Welfare Board, as established in ~~sec-~~  
24 ~~tion 1051-A~~ by Title 5, section 12004, subsection 10,  
25 shall enforce all provisions of this chapter; Title  
26 7, chapters 701, 703 and 711; and Title 17-A, section  
27 510.

28 Sec. 98. 17 MRSA §1051-A, first and last ¶¶, as  
29 enacted by PL 1983, c. 308, §§7 and 14, are amended  
30 to read:

31 There is established the The Animal Welfare  
32 Board; shall be in the Department of Agriculture,  
33 Food and Rural Resources. It shall consist of 10 mem-  
34 bers; 4 representing humane societies; 4 representing  
35 agriculture; the Commissioner of Agriculture, Food  
36 and Rural Resources, or his designee; and a veteri-  
37 narian. The Commissioner of Agriculture, Food and Ru-  
38 ral Resources shall serve ex officio and shall not  
39 exercise the power to vote. The remaining 9 members

1 of the board shall be appointed by the Governor, sub-  
2 ject to review by the joint standing committee of the  
3 Legislature having jurisdiction over agriculture and  
4 to confirmation by the Legislature.

5 ~~Members of the board shall be entitled to per di-~~  
6 ~~em compensation, equal to the per diem compensation~~  
7 ~~of Legislators, for the conduct of official business~~  
8 ~~and expenses necessarily incurred in the performance~~  
9 ~~of the board's duties compensated in accordance with~~  
10 ~~Title 5, chapter 379.~~

11 Sec. 99. 17-A MRSA §1351, as enacted by PL 1975,  
12 c. 740, §124, is repealed and the following enacted  
13 in its place:

14 §1351. Establishment

15 The Criminal Law Advisory Commission, established  
16 by Title 5, section 12004, subsection 10, is created  
17 for the purpose of conducting a continuing study of  
18 the criminal law of Maine.

19 Sec. 100. 17-A MRSA §1356, as enacted by PL  
20 1975, c. 740, §124, is repealed and the following en-  
21 acted in its place:

22 §1356. Reimbursement of expenses

23 The members of the commission shall be compen-  
24 sated according to the provisions of Title 5, chapter  
25 379.

26 Sec. 101. 20-A MRSA §401, first ¶, as enacted by  
27 PL 1981, c. 693, §§5 and 8, is amended to read:

28 The State Board of Education is established by  
29 Title 5, section 12004, subsection 8. The appoint-  
30 ments, terms and expenses of the State Board of Edu-  
31 cation members shall be as follows.

32 Sec. 102. 20-A MRSA §401, sub-§3, as enacted by  
33 PL 1981, c. 693, §§5 and 8, is repealed and the fol-  
34 lowing enacted in its place:

35 3. Expenses. Members of the state board shall be  
36 compensated according to the provisions of Title 5,

1 chapter 379.

2 Sec. 103. 20-A MRSA §603, sub-§1, as enacted by  
3 PL 1983, c. 693, §§5 and 8, is amended to read:

4 1. Commission established. The Education Com-  
5 mission of the States, hereafter in this chapter  
6 called "the commission," is hereby established autho-  
7 riized by Title 5, section 12004, subsection 12.

8 Sec. 104. 20-A MRSA §651, sub-§1, as enacted by  
9 PL 1981, c. 693, §§5 and 8, is amended to read:

10 1. Council established. There is established  
11 the The Maine Education Council, established by Title  
12 5, section 12004, subsection 10, shall be composed of  
13 the members of the Education Commission of the States  
14 representing this State, and 7 other persons ap-  
15 pointed by the Governor.

16 Sec. 105. 20-A MRSA §801, sub-§§1 and 3, as en-  
17 acted by PL 1981, c. 693, §§5 and 8, are amended to  
18 read:

19 1. Committee. The Advisory Committee on Maine  
20 Public Broadcasting, as established by Title 5, sec-  
21 tion 12004, subsection 10, shall facilitate the de-  
22 velopment of public broadcasting in the State.

23 3. Expenses. Members shall be reimbursed for  
24 their actual expenses necessarily incurred in the  
25 performanee of their duties compensated according to  
26 the provisions of Title 5, chapter 379.

27 Sec. 106. 20-A MRSA §9002, first ¶, as enacted  
28 by PL 1981, c. 693, §§5 and 8, is amended to read:

29 An advisory committee shall be established to,  
30 established by Title 5, section 12004, subsection 10,  
31 shall advise the commissioner in the administration  
32 of section 9001.

33 Sec. 107. 20-A MRSA §9002, sub-§4, as enacted by  
34 PL 1981, c. 693, §§5 and 8, is repealed and the fol-  
35 lowing enacted in its place:

36 4. Expenses. The members shall be compensated

1 according to the provisions of Title 5, chapter 379.

2 Sec. 108. 20-A MRSA §10301, as enacted by PL  
3 1981, c. 693, §§5 and 8, is amended to read:

4 §10301. Establishment

5 The Post-secondary Education Commission of Maine,  
6 ~~hereafter~~ established by Title 5, section 12004, sub-  
7 section 10, and in this chapter called the "commis-  
8 sion," ~~is established to~~ shall exercise the powers  
9 and perform the duties set forth in this Title.

10 Sec. 109. 20-A MRSA §10304, sub-§§1 and 5, as  
11 enacted by PL 1981, c. 693, §§5 and 8, are amended  
12 to read;

13 1. Membership. The Post-secondary Education  
14 Commission of Maine, as established by Title 5, sec-  
15 tion 12004, subsection 10, shall consist of 16 mem-  
16 bers drawn from the following groups.

17 A. Six members shall be members of principal  
18 public governing and administrative boards con-  
19 cerned with post-secondary education in Maine and  
20 the Maine Advisory Council on Vocational Educa-  
21 tion. The members shall be selected in accord-  
22 ance with the procedures of the bodies they  
23 represent. These positions shall be assigned as  
24 follows:

25 (1) Two positions for members of the Board  
26 of Trustees of the University of Maine;

27 (2) One position for a member of the state  
28 board;

29 (3) One position for a member of the Maine  
30 Advisory Council on Vocational Education;

31 (4) One position for a member of the Board  
32 of Trustees of the Maine Maritime Academy;  
33 and

34 (5) One position for a member of the Maine  
35 Delegation of the New England Board of High-  
36 er Education. This member shall not, at the



1 time of appointment or during membership of  
2 the Post-secondary Education Commission of  
3 Maine, be the Chancellor of the University  
4 of Maine, the commissioner or an administra-  
5 tive officer or member of the governing  
6 board of a public, private nonprofit or pro-  
7 prietary post-secondary educational institu-  
8 tion in Maine.

9 B. Three members shall represent private non-  
10 profit institutions of post-secondary education  
11 in Maine. These representatives shall be ap-  
12 pointed by a subcommittee of the Higher Education  
13 Council in Maine composed of private college mem-  
14 bers. This subcommittee shall not be limited in  
15 its choice of representatives to members of the  
16 Higher Education Council of Maine, but also shall  
17 consider administrative officers and members of  
18 the governing boards of any private nonprofit in-  
19 stitution of post-secondary education.

20 C. One member shall represent proprietary insti-  
21 tutions of post-secondary education in Maine.  
22 This representative shall be appointed by the  
23 Governor and shall be a chief executive officer  
24 or member of the governing board of a federally  
25 recognized proprietary institution of  
26 post-secondary education, as defined in the  
27 United States Higher Education Act of 1965, Pub-  
28 lic Law 89-329, United States Code, Title 20,  
29 Section 1070 (a), as amended.

30 D. Four members shall represent the general pub-  
31 lic. These members shall not be employees of, or  
32 members of the governing body of, a public, pri-  
33 vate nonprofit or proprietary institution of  
34 post-secondary education in this State. Repre-  
35 sentatives of the general public in this State  
36 shall be appointed by the Governor.

37 E. The Chancellor of the University of Maine and  
38 the commissioner shall serve as ex officio mem-  
39 bers of the commission.

40 5. Expenses. Members shall serve without pay,  
41 but shall be reimbursed for travel and other expenses  
42 incurred in the performance of their official duties

1 be compensated as provided in Title 5, chapter 379.

2 Sec. 110. 20-A MRSA §11002, sub-§1, as enacted  
3 by PL 1981, c. 693, §§5 and 8, is repealed and the  
4 following enacted in its place:

5 1. Creation. The New England Board of Higher  
6 Education, established by Title 5, section 12004,  
7 subsection 12, and referred to as the "board," shall  
8 be an agency of each state party to the compact.

9 Sec. 111. 20-A MRSA §11801, sub-§3, as enacted  
10 by PL 1981, c. 693, §§5 and 8, is amended to read:

11 3. Advisory committee. It is the intent of the  
12 Legislature, consistent with the purposes of this  
13 chapter, to establish an The Advisory Committee on  
14 Medical Education to, established by Title 5, section  
15 12004, subsection 10, shall assist the commissioner  
16 in planning and administration of the professional  
17 health program and particularly in the development of  
18 clinical education sites and continuing education,  
19 which are funded primarily by sources other than pa-  
20 tient charges.

21 Sec. 112. 20-A MRSA §12403, sub-§1, as enacted  
22 by PL 1981, c. 693, §§5 and 8, is amended to read:

23 1. Purpose. The Indian Scholarship Committee,  
24 established by Title 5, section 12004, subsection 10,  
25 may approve grants under this chapter.

26 Sec. 113. 20-A MRSA §15704, sub-§1, as enacted  
27 by PL 1981, c. 693, §§5 and 8, is amended to read:

28 1. Establishment. The Maine School Building Au-  
29 thority, established by Title 5, section 12004, sub-  
30 section 7, shall be a public instrumentality of the  
31 State. The exercise by the authority of the powers  
32 conferred by this chapter shall be the performance of  
33 essential governmental functions.

34 Sec. 114. 20-A MRSA §15704, sub-§5, as enacted  
35 by PL 1981, s. 693, §§5 and 8, is repealed and the  
36 following enacted in its place:

37 5. Expenses. Members of the authority shall be

1 compensated according to the provisions of Title 5,  
2 chapter 379.

3 Sec. 115. 22 MRSA §307, sub-§2-A, as enacted by  
4 PL 1981, c. 705, Pt. V, §25, is amended to read:

5 2-A. Certificate of Need Advisory Committee.  
6 There is established The Certificate of Need Advisory  
7 Committee, established by Title 5, section 12004,  
8 subsection 10, and created within the Department of  
9 Human Services a Certificate of Need Advisory Commit-  
10 tee, which, shall participate with the department in  
11 the public hearing process.

12 A. The committee shall be composed of 10 mem-  
13 bers, 9 of whom shall be appointed by the Gover-  
14 nor. The Commissioner of Human Services shall  
15 name his designee to serve as an ex officio non-  
16 voting chairman of the committee. The 9 members  
17 appointed by the Governor shall be selected in  
18 accordance with the following requirements.

19 (1) Four members shall be appointed to  
20 represent the following.

21 (a) One member shall represent the  
22 hospitals.

23 (b) One member shall represent the  
24 nursing home industry.

25 (c) One member shall represent major  
26 3rd-party payors.

27 (d) One member shall represent physi-  
28 cians.

29 In appointing these representatives, the  
30 Governor shall consider recommendations made  
31 by the Maine Hospital Association, the Maine  
32 Health Care Association, the Maine Medical  
33 Association, the Maine Osteopathic Associa-  
34 tion and other representative organizations;  
35 and.

36 (2) Five public members shall be appointed  
37 as consumers of health care. Neither the

1 public members nor their spouses or children  
2 may, within 12 months preceding the appoint-  
3 ment, have been affiliated with, employed  
4 by, or have had any professional affiliation  
5 with any health care facility or institu-  
6 tion, health product manufacturer or corpo-  
7 ration or insurer providing coverage for  
8 hospital or medical care, and provided that  
9 neither membership in or subscription to a  
10 service plan maintained by a nonprofit hos-  
11 pital and medical service organization, nor  
12 enrollment in a health maintenance organiza-  
13 tion, nor membership as a policyholder in a  
14 mutual insurer or coverage under such a pol-  
15 icy, nor the purchase of or coverage under a  
16 policy issued by a stock insurer may dis-  
17 qualify a person from serving as a public  
18 member.

19 B. Appointed members of the committee shall  
20 serve for terms of 4 years. Members shall hold  
21 office until the appointment and confirmation of  
22 their successors. Of the members first appointed  
23 by the Governor, the member representing hospi-  
24 tals and 2 public members shall hold office for 4  
25 years, the member from the nursing home industry  
26 and one public member shall hold office for 3  
27 years, the member from the insurance field and  
28 one public member shall hold office for 2 years  
29 and the physician and one public member shall  
30 hold office for one year.

31 C. Vacancies among appointed members shall be  
32 filled by appointment by the Governor for the un-  
33 expired term. The Governor may remove any ap-  
34 pointed member who becomes disqualified by virtue  
35 of the requirements of paragraph A, or for ne-  
36 glect of any duty required by law, or for incom-  
37 petency or dishonorable conduct.

38 D. Each appointed member of the committee shall  
39 receive a per diem allowance of \$25 for each day  
40 that he is actively engaged in performing the  
41 work of the committee and each member shall be  
42 reimbursed for the actual and necessary traveling  
43 and other expenses incurred in the discharge of  
44 his duties be compensated according to the provi-

1           sions of Title 5, chapter 379.

2           E. Five members of the committee shall consti-  
3           tute a quorum. Actions of the committee shall be  
4           by majority vote.

5           Sec. 116. 22 MRSA §383, sub-§1, as enacted by PL  
6           1983, c. 579, §10, is amended to read:

7           1. Establishment. The Maine Health Care Finance  
8           Commission ~~shall be~~, established by Title 5, section  
9           12004, subsection 4, is defined as follows.

10          A. ~~There is established the~~ The Maine Health  
11          Care Finance Commission, ~~which~~ shall function as  
12          an independent executive agency.

13          B. The commission shall be composed of 5 mem-  
14          bers, who shall be appointed by the Governor,  
15          subject to review by the joint standing committee  
16          of the Legislature having jurisdiction over  
17          health and institutional services and confirma-  
18          tion by the Legislature.

19          Persons eligible for appointment to, or to serve  
20          on, the commission shall be individuals conver-  
21          sant with the organization, delivery or financing  
22          of health care. At least 4 of the 5 members shall  
23          be consumers. At least one of the 5 members,  
24          whether or not a consumer member, shall be an in-  
25          dividual who, within the 10 years preceding ap-  
26          pointment, has had at least 5 years' experience  
27          as either a hospital trustee or a hospital offi-  
28          cial. For purposes of this section, "consumer"  
29          means a person who is neither affiliated with nor  
30          employed by any 3rd-party payor, any provider of  
31          health care, as defined in section 382, subsec-  
32          tion 14, or any association representing these  
33          providers; provided that neither membership in  
34          nor subscription to a service plan maintained by  
35          a nonprofit hospital and medical service organi-  
36          zation, nor enrollment in a health maintenance  
37          organization, nor membership as a policyholder in  
38          a mutual insurer or coverage under a policy is-  
39          sued by a stock insurer, nor service on a govern-  
40          mental advisory committee, nor employment by, or  
41          affiliation with, a municipality, may disqualify

1 a person from serving as a consumer member of the  
2 commission.

3 C. The terms of the members shall be staggered.  
4 Of the initial appointees, 2 shall be appointed  
5 for terms of 4 years, 2 for terms of 3 years and  
6 one for a term of 2 years. Thereafter, all ap-  
7 pointments shall be for a term of 4 years each,  
8 except that a member appointed to fill a vacancy  
9 in an unexpired term shall serve only for the re-  
10 mainder of that term. Members shall hold office  
11 until the appointment and confirmation of their  
12 successors. No member may be appointed to more  
13 than 2 consecutive 4-year terms.

14 D. The Governor may remove any member who would  
15 no longer be eligible to serve on the commission  
16 by virtue of the requirements of paragraph B or  
17 who becomes disqualified for neglect of any duty  
18 required by law.

19 E. The Governor shall appoint a chairman and a  
20 vice-chairman, who shall serve in these capaci-  
21 ties at his pleasure.

22 Sec. 117. 22 MRSA §383, sub-§3, as enacted by PL  
23 1983, c. 579, §10, is repealed and the following en-  
24 acted in its place:

25 3. Compensation. Each member of the commission  
26 shall be compensated according to the provisions of  
27 Title 5, chapter 379.

28 Sec. 118. 22 MRSA §396-P, sub-§1, as enacted by  
29 PL 1983, c. 579, §10, is amended to read:

30 1. Establishment. The commission, authorized by  
31 Title 5, section 12004, subsection 10, shall, after  
32 consultation with representative groups, establish  
33 appoint the following advisory committees.

34 A. The commission shall ~~establish~~ appoint a Pro-  
35 fessional Advisory Committee consisting of 2  
36 allopathic physicians, 2 osteopathic physicians,  
37 2 nurses and one hospital employee, other than a  
38 nurse or physician, directly involved in the pro-  
39 vision of patient care. This committee shall ad-

1           vise the commission and its staff with respect to  
2           the effects of the health care financing system  
3           established under this subchapter on the quality  
4           of care provided by hospitals.

5           B. The commission shall ~~establish~~ appoint a Hos-  
6           pital Advisory Committee consisting of 2 repre-  
7           sentatives of hospitals which have 55 or fewer  
8           beds, 2 representatives of hospitals which have  
9           56 to 110 beds and 2 representatives of hospitals  
10          which have more than 110 beds. This committee  
11          shall advise the commission and its staff with  
12          respect to analytical techniques, data require-  
13          ments, financial and other requirements of hospi-  
14          tals, and the effects of the health care financ-  
15          ing system established under this subchapter on  
16          the hospitals of the State.

17          C. The commission shall ~~establish~~ appoint a Pay-  
18          or Advisory Committee consisting of one represen-  
19          tative of nonprofit hospital and medical service  
20          corporations, one representative of commercial  
21          insurance companies, one representative of  
22          self-insured groups and one representative of the  
23          department. This committee shall advise the com-  
24          mission and its staff with respect to analytical  
25          techniques, data requirements and other technical  
26          matters involved in implementing and administer-  
27          ing the health care financing system established  
28          under this subchapter.

29          Sec. 119. 22 MRSA §1471-B, sub-§1, as amended by  
30          PL 1983, c. 309, is further amended to read:

31          1. Board established. ~~There~~ The Board of Pesti-  
32          cides Control is established by Title 5, section  
33          12004, subsection 5, within the Department of Agri-  
34          culture, Food and Rural Resources ~~a Board of Pesti-~~  
35          cides Control. The board shall be composed of 7 mem-  
36          bers, appointed by the Governor, subject to approval  
37          by the joint standing committee of the Legislature  
38          having jurisdiction over the subject of agriculture  
39          and confirmation by the Legislature. To provide the  
40          knowledge and experience necessary for carrying out  
41          the duties of the board, one person shall be ap-  
42          pointed who has practical experience and knowledge in  
43          chemical use in the field of agriculture, one who has

1 practical experience and knowledge in chemical use in  
2 the field of forest management, a commercial applica-  
3 tor, a person from the medical community, a scientist  
4 from the University of Maine specializing in agronomy  
5 or entomology having practical experience and knowl-  
6 edge of integrated pest management and 2 persons ap-  
7 pointed to represent the public. The public members  
8 shall be selected to represent different economic or  
9 geographic areas of the State. The term shall be for  
10 4 years, except that of the initial appointees, 2  
11 shall serve 4-year terms, 2 shall serve 3-year terms,  
12 2 shall serve 2-year terms and one shall serve a one-  
13 year term. Any vacancy shall be filled by an ap-  
14 pointment for the remainder of the unexpired term.

15           Sec. 120. 22 MRSA §1471-B, sub-§3, as enacted by  
16 PL 1979, c. 644, §3, is repealed and the following  
17 enacted in its place:

18           3. Compensation of the board. Each public member  
19 shall be compensated according to the provisions of  
20 Title 5, chapter 379.

21           Sec. 121. 22 MRSA §1693, as enacted by PL 1981,  
22 c. 508, §1, is amended to read:

23           §1693. Environmental Health Advisory Committee

24           The commissioner shall appoint a committee of  
25 representatives of the public and private sectors to  
26 serve as an advisory body to the Environmental Health  
27 Program, as authorized by Title 5, section 12004,  
28 subsection 10. The committee shall advise, assist and  
29 consult with the commissioner regarding the public  
30 health implications of hazardous elements in the en-  
31 vironment. The committee may make recommendations to  
32 the commissioner, concerning the steps which should  
33 be taken to make for a healthful environment. The  
34 committee shall be solely advisory in nature. It  
35 shall be composed of not less than 11 members, of  
36 whom 3 shall be public members. The members shall  
37 serve for 3-year terms, except that initially 4 shall  
38 be appointed for 3 years, 4 for 2 years and 3 for one  
39 year. The members shall include individuals with  
40 training and experience in any of the following, or  
41 related fields: Environmental medicine; epidemiology;  
42 toxicology; human genetics; or biomedical research.



1 The commissioner shall appoint the chairman of the  
2 committee. Members of the committee shall ~~serve with-~~  
3 ~~out pay, but be recompensed for expenses incurred in~~  
4 ~~carrying out their duties be compensated according to~~  
5 ~~the provisions of Title 5, chapter 379.~~ The committee  
6 shall meet at least once annually in Augusta.

7 Sec. 122. 22 MRSA §2026, first ¶, as repealed  
8 and replaced by PL 1975, c. 218, is amended to read:

9 There is hereby created the The Maine Medical  
10 Laboratory Commission which, established by Title 5,  
11 section 12004, subsection 8, shall consist of 10 mem-  
12 bers who are residents of the State. The commissioner  
13 of the department or a person appointed by him shall  
14 be a member and is hereby designated and shall serve  
15 as the chairman. The Maine Osteopathic Association  
16 and the Maine Medical Association shall each nominate  
17 one person, which nominees shall be appointed to the  
18 commission by the Governor. The remaining 7 members  
19 shall be appointed by the Governor and 3 of these  
20 members shall be certified by the American Board of  
21 Pathology and one member shall be certified by the  
22 American Osteopathic Board of Pathology. If persons  
23 possessing such qualifications are unavailable or un-  
24 able to serve, the Governor may substitute any  
25 allopathic physician licensed in the State in lieu of  
26 an individual certified by the American Board of Pa-  
27 thology and any osteopathic physician licensed by the  
28 State in lieu of the individual ~~certified~~ certified  
29 by the American Osteopathic Board of Pathology. The re-  
30 maining 3 members shall be public members who shall  
31 not derive any significant part of their income from  
32 the medical care industry.

33 Sec. 123. 22 MRSA §2027, as repealed and re-  
34 placed by PL 1975, c. 218, is amended to read:

35 §2027. Expenses

36 Members of the commission shall ~~serve without~~  
37 ~~pay, but they shall receive reimbursement for actual~~  
38 ~~and necessary expenses incurred in the performance of~~  
39 ~~their duties be compensated as provided in Title 5,~~  
40 ~~chapter 379.~~

41 Sec. 124. 22 MRSA §2054, sub-§1, as amended by

1 PL 1979, c. 680, §8, is further amended to read:

2 1. Authority. There is hereby created a body  
3 ~~politic and corporate to be known as the~~ The "Maine  
4 Health and Higher Educational Facilities Authority."  
5 The authority, established by Title 5, section  
6 12004, subsection 7, is constituted a public body  
7 corporate and politic and an instrumentality of the  
8 State, and the exercise by the authority of the pow-  
9 ers conferred by this chapter shall be deemed and  
10 held to be the performance of an essential public  
11 function. The authority shall consist of 12 members,  
12 one of whom shall be the Bank Superintendent, ex of-  
13 ficio, one of whom shall be the Commissioner of Human  
14 Services, ex officio, one of whom shall be the Com-  
15 missioner of Educational and Cultural Services, ex  
16 officio, one of whom shall be the Treasurer of State  
17 or his designee, ex officio, as a nonvoting member;  
18 and 8 of whom shall be residents of the State ap-  
19 pointed by the Governor, not more than 4 of such ap-  
20 pointed members to be members of the same political  
21 party. The designee of the Treasurer of State shall  
22 be the Deputy Treasurer of State. Three of the ap-  
23 pointed members shall be trustees, directors, offi-  
24 cers or employees of hospitals and one of such ap-  
25 pointed members shall be a person having a favorable  
26 reputation for skill, knowledge and experience in  
27 state and municipal finance, either as a partner, of-  
28 ficer or employee of an investment banking firm which  
29 originates and purchases state and municipal securi-  
30 ties, or as an officer or employee of an insurance  
31 company or bank whose duties relate to the purchase  
32 of state and municipal securities as an investment  
33 and to the management and control of a state and mu-  
34 nicipal securities portfolio. Of the 3 members first  
35 appointed who are trustees, directors, officers or  
36 employees of hospitals, one shall serve for 2 years,  
37 one for 3 years and one for 4 years. Of the 5 remain-  
38 ing members initially appointed, one shall serve for  
39 one year, one for 2 years, one for 3 years, one for 4  
40 years and one for 5 years. For the 2 members whose  
41 terms expire in 1980 and 1981, the Governor shall ap-  
42 point as successors, for terms of 5 years each, per-  
43 sons who are trustees, members of a corporation or  
44 board of governors, officers or employees of institu-  
45 tions for higher education. Annually, the Governor  
46 shall appoint, for a term of 5 years, a successor to

1 the member whose term expires. Members shall continue  
2 in office until their successors have been appointed  
3 and qualified. The Governor shall fill any vacancy  
4 for the unexpired terms. A member of the authority  
5 shall be eligible for reappointment. Any non-ex of-  
6 ficio member of the authority may be removed by the  
7 Governor, after hearing, for misfeasance, malfeasance  
8 or willful neglect of duty. Each member of the au-  
9 thority before entering upon his duties shall take  
10 and subscribe the oath or affirmation required by the  
11 State Constitution of Maine, Article IX. A record of  
12 each such oath shall be filed in the office of the  
13 Secretary of State. The Bank Superintendent, the  
14 Treasurer of State, the Commissioner of Human Ser-  
15 vices and the Commissioner of Educational and Cultur-  
16 al Services may designate their deputies or, in the  
17 case of the Bank Superintendent, the Commissioner of  
18 Human Services and the Commissioner of Educational  
19 and Cultural Services, any member of their staffs to  
20 represent them as members at meetings of the authori-  
21 ty with full power to act and, in the case of the  
22 Bank Superintendent, the Commissioner of Human Ser-  
23 vices and the Commissioner of Educational and Cultur-  
24 al Services, to vote in their behalf.

25 Sec. 125. 22 MRSA §2054, sub-§6, as enacted by  
26 PL 1971, c. 303, §1, is repealed and the following  
27 enacted in its place:

28 6. Expenses. The members of the authority shall  
29 be compensated according to the provisions of Title  
30 5, chapter 379.

31 Sec. 126. 22 MRSA §2096, as amended by PL 1975,  
32 c. 293, §4, is repealed and the following enacted in  
33 its place:

34 §2096. Council

35 The Maine Dental Health Council, established by  
36 Title 5, section 12004, subsection 10, is created  
37 within the Department of Human Services.

38 Sec. 127. 22 MRSA §2098, 3rd ¶, as enacted by  
39 P&SL 1975, c. 90, §A, is amended to read:

40 Any reasonable and proper expenses of the council

1 shall be borne by the office out of currently availa-  
2 ble state or federal funds. Each member of the coun-  
3 cil shall serve without compensation, but may be re-  
4 imbursement on the same basis as employees of the state  
5 departments for the actual travel and other necessary  
6 expenses incurred in the performance of his duties be  
7 compensated according to the provisions of Title 5,  
8 chapter 379. The council is authorized to appoint  
9 subcommittees.

10 Sec. 128. 22 MRSA §3773, sub-§1, as enacted by  
11 PL 1981, c. 512, §16, is amended to read:

12 1. Committee established. There is established  
13 ~~the~~ The Maine Aid to Families with Dependent Children  
14 Coordinating Committee consisting established by Ti-  
15 tle 5, section 12004, subsection 10, shall consist of  
16 the Commissioners of Human Services, Labor and Educa-  
17 tional and Cultural Services or their designees.  
18 Nothing in this chapter shall be construed to sup-  
19 plant the roles of the Department of Labor and the  
20 Department of Human Services in administering the  
21 federally mandated Work Incentive Program in Maine.

22 Sec. 129. 22 MRSA §3773, sub-§3, ¶G, as enacted  
23 by PL 1981, c. 512, §16, is amended to read:

24 G. Establishment of an advisory council pursuant  
25 to section 3774, authorized by Title 5, section  
26 12004, subsection 10;

27 Sec. 130. 22 MRSA §3774, sub-§1, as enacted by  
28 PL 1981, c. 512, §16, is amended to read:

29 1. Members. The advisory council established  
30 pursuant to referred to in section 3773, subsection  
31 3, paragraph G shall include at least the following  
32 members:

33 A. Two recipients of benefits under the Aid to  
34 Families with Dependent Children Program;

35 B. One representative of employers within the  
36 State;

37 C. One representative of organized labor;

1 D. One member of the Maine Commission for Women;  
2 and

3 E. One or more representatives of organizations  
4 or agencies which have experience in addressing  
5 the training, education and job needs of low-  
6 income women.

7 Sec. 131. 22 MRSA §4733, as amended by PL 1983,  
8 c. 421, is further amended to read:

9 §4733. Create respective tribal housing authorities

10 The Passamaquoddy Tribe, the Penobscot Nation and  
11 the Houlton Band of Maliseet Indians are authorized  
12 by Title 5, section 12004, subsection 10, to create  
13 respective tribal housing authorities. The respective  
14 tribe, nation or band shall prescribe the manner of  
15 selection of the members, their terms and grounds for  
16 removal. Except as otherwise provided in this chapter  
17 or clearly indicated otherwise, the Maine Housing Au-  
18 thorities Act shall apply to the tribal housing au-  
19 thorities which hereinafter may be referred to as  
20 "authority" or "authorities." The power of such trib-  
21 al housing authorities may be exercised only within  
22 the Indian territory of the respective tribe or nation,  
23 or the trust land of the Houlton Band of  
24 Maliseet Indians. Such tribal housing authorities  
25 shall be in substitution for any tribal housing au-  
26 thority heretofore existing under the laws of the  
27 State and shall assume all the rights and obligations  
28 of such predecessor housing authorities. The present-  
29 ly constituted tribal housing authority of the re-  
30 spective tribe or nation shall continue in existence  
31 and shall exercise all the authority heretofore  
32 vested by law in it until such time as the respective  
33 tribe or nation creates the tribal housing authority  
34 authorized by this section.

35 Sec. 132. 22 MRSA §5108, as repealed and re-  
36 placed by PL 1981, c. 703, Pt.A, §30, is amended to  
37 read:

38 §5108. Committee

39 The Maine Committee on Aging ~~is created and es-~~  
40 tablished by Title 5, section 12004, subsection 11,

1 shall consist of 15 members, who shall be appointed  
2 by the Governor.

3 Sec. 133. 22 MRSA §5111, 3rd ¶, as repealed and  
4 replaced by PL 1973, c. 793, §11, is amended to read:

5 Each member of the committee shall be entitled to  
6 receive \$25 per day for compensation of the time ac-  
7 tually spent in the performance of his duties and may  
8 be reimbursed on the same basis as employees of state  
9 departments for the actual travel and other necessary  
10 expenses incurred in the performance of his duties  
11 compensated according to the provisions of Title 5,  
12 chapter 379. The committee is authorized to appoint  
13 subcommittees consisting of its own members and to  
14 allow guests of the committee to attend any and all  
15 meetings.

16 Sec. 134. 22 MRSA §5313, sub-§1, as repealed and  
17 replaced by PL 1983, c. 409, §3, is amended to read:

18 1. Council established. There shall be within  
19 State Government, the Maine Human Services Council,  
20 as established by Title 5, section 12004, subsection  
21 11. The council shall be an independent board, sepa-  
22 rate and distinct from any other organizational unit  
23 of State Government.

24 Sec. 135. 22 MRSA §5315, 3rd ¶, as amended by PL  
25 1983, c. 409, §6, is further amended to read:

26 Any reasonable and proper expenses of the council  
27 shall be borne out of currently available state or  
28 federal funds. Each member of the council shall be  
29 entitled to receive \$25 per day for compensation of  
30 the time actually spent in the performance of his du-  
31 ties and may be reimbursed on the same basis as em-  
32 ployees of state departments for the actual travel  
33 and other necessary expenses incurred in the perform-  
34 ance of his duties be compensated according to the  
35 provisions of Title 5, chapter 379. The council may  
36 appoint subcommittees consisting of its own members  
37 and allow guests of the council to attend any and all  
38 meetings.

39 Sec. 136. 22 MRSA §7107, as amended by PL 1983,  
40 c. 464, §12, is further amended to read:

1     §7107. Maine Council on Alcohol and Drug Abuse Pre-  
2     vention and Treatment

3             The Maine Council on Alcohol and Drug Abuse Pre-  
4     vention and Treatment, ~~hereinafter in this chapter~~  
5     ~~referred to as the "council," is created established~~  
6     by Title 5, section 12004, subsection 10, in this  
7     chapter shall be referred to as the "council." The  
8     council may appoint from its membership subcommittees  
9     relating to particular problem areas or to other mat-  
10    ters, provided that by January 1, 1975, the council  
11    shall function as an integrated committee. The plan-  
12    ning committee shall provide the council any adminis-  
13    trative or financial assistance that from time to  
14    time may be reasonably required to carry out its ac-  
15    tivities. Any reasonable and proper expenses of the  
16    council shall be borne by the planning committee out  
17    of currently available state or federal funds. The  
18    Maine Commission on Drug Abuse, as heretofore estab-  
19    lished by Title 5, chapter 317, as amended, and the  
20    advisory councils on alcoholism as heretofore estab-  
21    lished in the department and by section 1367, shall,  
22    by this chapter and implementation of it, be recon-  
23    stituted and unified into a single unit.

24             Sec. 137. 22 MRSA §7109, 2nd ¶, as enacted by PL  
25     1973, c. 566, §1, is repealed and the following en-  
26     acted in its place:

27             Members of the council shall be compensated ac-  
28     ording to the provisions of Title 5, chapter 379.

29             Sec. 138. 23 MRSA §152, first ¶, as amended by  
30     PL 1975, c. 771, §236, is further amended to read:

31             The State Claims Board, ~~as heretofore~~ established  
32     and formerly known as the Land Damage Board by Title  
33     5, section 12004, subsection 2, shall consist of 5  
34     members. Four of ~~said~~ the members shall be appointed  
35     by the Governor, 2 of whom shall be qualified ap-  
36     praisers and 2 of whom shall be attorneys-at-law. The  
37     Governor shall designate one of the attorneys-at-law  
38     to be chairman. The members of the board appointed by  
39     the Governor shall serve for terms of 4 years. They  
40     shall be sworn, and for inefficiency, willful neglect  
41     of duty or for malfeasance in office may, after no-  
42     tice and hearing, be removed by the Governor on the

1 address of both branches of the Legislature or by im-  
2 peachment. In case of a vacancy occurring through  
3 death, resignation or removal, the Governor shall ap-  
4 point a successor for the whole term of the member  
5 whose place he takes, subject to removal as afore-  
6 said.

7       Sec. 139. 23 MRSA §152, 2nd ¶, as amended by PL  
8 1983, c. 94, Pt. A, §24, is repealed and the follow-  
9 ing enacted in its place:

10       Members of the State Claims Board shall be com-  
11 pensated according to the provisions of Title 5,  
12 chapter 379.

13       Sec. 140. 23 MRSA §1904, sub-§1, as repealed and  
14 replaced by PL 1981, c. 318, §1, is amended to read:

15       1. Creation. The Travel Information Advisory  
16 Council ~~is created~~, established by Title 5, section  
17 12004, subsection 10, shall advise the commissioner  
18 with respect to the administration of this chapter.  
19 The commissioner shall cooperate with the council by  
20 providing necessary assistance.

21       Sec. 141. 23 MRSA §1904, sub-§3, as amended by  
22 PL 1981, c. 576, §2, is further amended to read:

23       3. Membership. The Travel Information Advisory  
24 Council shall have 9 members as follows: One repre-  
25 senting the lodging industry, one representing the  
26 restaurant industry, one representing the recreation-  
27 al industry, one representing the Keep Maine Scenic  
28 Committee, one representing agriculture, one repre-  
29 senting environmental organizations, one representing  
30 nonprofit historical and cultural institutions, one  
31 representing sign design and fabrication artisans and  
32 one representing the general public. The members  
33 shall be appointed by the Governor, one of whom he  
34 shall designate as chairman. The 8 initially ap-  
35 pointed members shall be appointed as of ~~the effee-~~  
36 tive date of this chapter May 26, 1981, with 4 ap-  
37 pointed for one-year terms, and 4 appointed for  
38 2-year terms. New members shall be appointed annually  
39 thereafter to 2-year terms. If a vacancy occurs prior  
40 to the expiration of a term, that vacancy shall be  
41 filled for the remainder of that term. Meetings shall



1 be held at the call of the chairman or at the call of  
2 more than 1/2 of the membership. Members of the coun-  
3 cil, except state employees, shall receive \$25 per  
4 day for their services at meetings and all members  
5 shall receive necessary traveling expenses for at-  
6 tending all meetings of the council be compensated  
7 according to the provisions of Title 5, chapter 379.  
8 All council expenses shall be paid from the fund es-  
9 tablished by section 1919.

10 Sec. 142. 23 MRSA §1965, sub-§1, as amended by  
11 PL 1983, c. 337, §1, is further amended to read:

12 1. Powers. The Maine Turnpike Authority, as  
13 created by Private and Special Law 1941, chapter 69  
14 and as ~~continued in existence by this chapter~~ autho-  
15 rized by Title 5, section 12004, subsection 7, is and  
16 shall continue to be a body both corporate and politic  
17 tic in the State and may:

18 A. Sue and be sued;

19 B. Have a seal and alter the seal at pleasure;

20 C. Adopt from time to time and amend bylaws cov-  
21 ering its procedure and rules governing use of  
22 the turnpike and any of the other services made  
23 available in connection with the turnpike; devel-  
24 op and adopt, in accordance with the Maine Admin-  
25 istrative Procedure Act, Title 5, chapter 375,  
26 rules governing the use of the turnpike and other  
27 services; publish those bylaws, rules as publica-  
28 tion is necessary or advisable and cause records  
29 of its proceedings to be kept;

30 D. Construct, maintain, reconstruct and operate  
31 a toll turnpike from a point at or near York in  
32 York County to a point at or near Augusta in Ken-  
33 nebec County, except that the traveled way shall  
34 not be widened or expanded without the express  
35 approval of the Legislature;

36 E. Acquire, hold and dispose of personal proper-  
37 ty for its purposes;

38 F. Acquire in the name of the authority by pur-  
39 chase, eminent domain, lease or otherwise, real

1 property and rights or easements therein deemed  
2 by it necessary or desirable for its purposes,  
3 and use that property;

4 G. Acquire any such real property by the exer-  
5 cise of the power of eminent domain in the manner  
6 provided by section 1967;

7 H. Charge and collect fees, fares and tolls for  
8 the use of the turnpike and other services made  
9 available in connection with the turnpike and use  
10 the proceeds of such fees, fares and tolls for  
11 the purposes provided in this chapter, both as  
12 subject to and in accordance with such agreement  
13 with bondholders as may be made as provided in  
14 this chapter;

15 I. Make contracts with the United States or any  
16 instrumentality or agency of the United States,  
17 this State or any of its agencies or instrumen-  
18 talities, municipalities, public corporations, or  
19 bodies existing therein, private corporations,  
20 partnerships, associations and individuals;

21 J. Accept grants and the cooperation of the  
22 United States or any agency thereof in the con-  
23 struction, maintenance, reconstruction, operation  
24 and financing of the turnpike and do any and all  
25 things necessary in order to avail itself of that  
26 aid and cooperation and repay any such grant or  
27 portion thereof;

28 K. Employ such assistants, agents and servants,  
29 engineering, traffic, architectural and construc-  
30 tion experts and inspectors and attorneys and  
31 such other employees as it deems necessary or de-  
32 sirable for its purposes;

33 L. Exercise any of its powers in the public do-  
34 main of the United States, unless the exercise of  
35 those powers is not permitted by the laws of the  
36 United States;

37 M. Borrow money, make, issue and sell at public  
38 or private sale negotiable notes, bonds and other  
39 evidences of indebtedness or obligations of the  
40 authority for the purposes set forth in this

1 chapter and secure the payment of that obligation  
2 or any part thereof by pledge of all or any part  
3 of the operating revenues of the turnpike;

4 N. Enter into loan or security agreements with  
5 one or more lending institutions, including, but  
6 not limited to, banks, insurance companies and  
7 pension funds, or trustees for those institutions  
8 for purposes for which bonds may be issued and  
9 to exercise with respect to such loan or security  
10 agreements all of the powers delineated in this  
11 chapter for the issuances of bonds;

12 O. Provide an annual amount not to exceed a max-  
13 imum of \$4,700,000 as the department shall re-  
14 quest and the authority shall determine pursuant  
15 to section 1974, subsection 4, after moneys have  
16 been set aside, or adequate provision has been  
17 made, to pay operating expenses and to meet the  
18 requirements of any resolution authorizing bonds  
19 of the authority, to be necessary for the use of  
20 the department each year for the construction,  
21 operation and maintenance of access roads and  
22 costs related thereto;

23 P. Provide from revenues to or for the use of  
24 the department funds for the maintenance, con-  
25 struction or reconstruction of interchanges de-  
26 termined pursuant to section 1974, subsection 3,  
27 for which the authority has not otherwise pro-  
28 vided;

29 Q. Use toll revenues to provide payment of obli-  
30 gations, if any, as may be due to the United  
31 States in order to continue the use of the turn-  
32 pike as a toll type facility;

33 R. Issue revenue bonds in accordance with this  
34 chapter for the purpose of payment to the Federal  
35 Government for any funds owed by the State as the  
36 result of maintaining tolls on the turnpike and  
37 issue additional revenue bonds for the construc-  
38 tion and reconstruction of interchanges and re-  
39 lated access roads and the reconstruction of the  
40 turnpike. The additional revenue bonds so issued  
41 shall not exceed \$20,000,000 in aggregate princi-  
42 pal amount outstanding at any one time, excluding

1           bonds issued to refund outstanding bonds;

2           S. Prior to the issuance of any bonds, the au-  
3           thority may issue interim certificates in such  
4           manner and with such conditions as the authority  
5           may determine to be exchanged for those bonds  
6           when issued; and

7           T. Take all other lawful action necessary and  
8           incidental to these powers.

9           Sec. 143. 23 MRSA §1965, sub-§2, ¶C, as amended  
10          by PL 1981, c. 698, §102, is further amended to read:

11          C. Before the issuance of any bonds under this  
12          chapter, the secretary and treasurer shall exe-  
13          cute a security bond in the penalty of \$100,000.  
14          Each security bond must be approved by the Attor-  
15          ney General and shall be conditioned upon the  
16          faithful performance of the duties of his office,  
17          which bond shall be filed in the office of the  
18          State Auditor. Each member of the authority  
19          shall ~~receive \$50 for each day in attendance at~~  
20          ~~an official meeting and be reimbursed for neces-~~  
21          ~~sary expenses incurred in the performance of his~~  
22          ~~duties be compensated according to the provisions~~  
23          ~~of Title 5, chapter 379.~~ The Governor may remove  
24          a member from the authority only for gross mis-  
25          conduct.

26          Sec. 144. 23 MRSA §4209, sub-§7, as enacted by  
27          PL 1979, c. 505, §4, is amended to read:

28          7. Review. The Commissioner of Transportation  
29          shall ~~establish~~ appoint a Public Transportation Ad-  
30          visory Committee, established by Title 5, section  
31          12004, subsection 10, consisting of not more than 17  
32          members. The members shall represent individuals, or-  
33          ganizations and agencies as described in this sec-  
34          tion. The committee shall advise the Commissioner of  
35          Transportation regarding the administration of this  
36          section.

37          Sec. 145. 23 MRSA §4301, as enacted by PL 1975,  
38          c. 580, §4, is amended to read:

39          §4301. Board established

1           There is established the The Maine State Ferry  
2 Advisory Board, established by Title 5, section  
3 12004, subsection 10, and in this section called "the  
4 board," which shall be a board within the Department  
5 of Transportation.

6           Sec. 146. 23 MRSA §4420, as enacted by PL 1981,  
7 c. 456, Pt. A, §88, is amended to read:

8           §4420. Purpose

9           The Maine Port Authority, as established by Title  
10 5, section 12004, subsection 7, is constituted a pub-  
11 lic agency of the State for the general purpose of  
12 acquiring, constructing and operating any kind of  
13 port terminal facility within the State with all the  
14 rights, privileges and power necessary. Oil pipelines  
15 and other oil off-loading facilities shall be limited  
16 to sites in Portland harbor.

17           Sec. 147. 23 MRSA §4421, sub-§1, as enacted by  
18 PL 1981, c. 456, Pt. A, §88, is amended to read:

19           1. Meetings of directors; compensation. All the  
20 powers of the Maine Port Authority may be exercised  
21 by the board of directors in lawful meeting and a ma-  
22 jority of the directors are necessary for a quorum.  
23 Regular meetings of the board of directors may be es-  
24 tablished by bylaw and no notice need be given to the  
25 directors of the regular meeting. Each director shall  
26 receive from the Maine Port Authority \$25 each for  
27 attendance at an official meeting, except the presi-  
28 dent of the board shall serve without pay and each  
29 director shall be reimbursed for necessary expenses  
30 incurred in the discharge of his duties as a director  
31 be compensated according to the provisions of Title  
32 5, chapter 379.

33           Sec. 148. 24 MRSA §2802, sub-§1, as enacted by  
34 PL 1977, c. 492, §3, is amended to read:

35           1. Membership. There is created and established  
36 The Professional Malpractice Advisory Panel, as es-  
37 tablished by Title 5, section 12004, subsection 10,  
38 shall consist of a panel of 18 persons of whom 6  
39 shall be attorneys admitted to practice in this  
40 State, 6 shall be physicians licensed by the Board of

1 Osteopathic Examination and Registration and 6 shall  
2 be physicians licensed by the Board of Registration  
3 in Medicine. The panel shall be known as the Profes-  
4 sional Malpractice Advisory Panel. The chairman of  
5 the panel shall be an attorney-member elected by the  
6 vote of a majority of the panel members.

7       Sec. 149. 24-A MRSA §1525, sub-§1, as amended by  
8 PL 1973, c. 585, §12, is further amended to read:

9       1. The superintendent shall ~~continue to~~ appoint  
10 2 advisory boards, as authorized and established by  
11 Title 5, section 12004, subsection 10, to make recom-  
12 mendations to him with respect to the scope, type and  
13 conduct of written examinations for license, the  
14 times and places within the State where examinations  
15 shall be held, and with respect to the other matters  
16 referred to in this section. He shall appoint one  
17 ~~such~~ board with respect to general lines agent li-  
18 censing, to be referred to as the "General Lines  
19 Agent Examination Advisory Board;" he shall appoint  
20 the other such board with respect to life agent li-  
21 censing, to be referred to as the "Life Agent Exami-  
22 nation Advisory Board."

23       Sec. 150. 24-A MRSA §1526, sub-§6, as amended by  
24 PL 1973, c. 585, §12, is repealed and the following  
25 enacted in its place:

26       6. The members of the advisory boards, as estab-  
27 lished by Title 5, section 12004, subsection 10,  
28 shall be compensated according to the provisions of  
29 Title 5, chapter 379.

30       Sec. 151. 25 MRSA §2801, first ¶, as amended by  
31 PL 1975, c. 579, §5, is further amended to read:

32       There is created within the Department of Public  
33 Safety a law enforcement and criminal justice train-  
34 ing facility to be known as the "Maine Criminal Jus-  
35 tice ~~Academy~~ Academy," as authorized by Title 5,  
36 section 12004, subsection 8, which shall be estab-  
37 lished at some convenient and suitable place in the  
38 Augusta area.

39       Sec. 152. 25 MRSA §2802, last ¶, as repealed and  
40 replaced by PL 1971, c. 592, §11, is amended to

1 read:

2 The Commissioner of Public Safety or his desig-  
3 nee, and the Attorney General or his designee, shall  
4 be members of the board during their term of office.  
5 All of the other members of the board shall serve for  
6 a term of 3 years. Members of the board shall ~~serve~~  
7 ~~without compensation, except they shall be reimbursed~~  
8 ~~for their actual expenses incurred in the performance~~  
9 ~~of their duties~~ be compensated in accordance with Ti-  
10 tle 5, chapter 379. Any vacancy on the board of  
11 trustees shall be filled in the same manner as the  
12 original appointment, but for the unexpired term.

13 Sec. 153. 25 MRSA §2902, sub-§4, as enacted by  
14 PL 1981, c. 98, §5, is amended to read:

15 4. Maine Highway Safety Committee. The Maine  
16 Highway Safety Committee, as authorized by Title 5,  
17 section 12004, subsection 10, which shall be under  
18 the direction of the Commissioner of Public Safety.  
19 The committee shall consist of not more than 25 mem-  
20 bers selected by the Governor from state, civic and  
21 industrial organizations and individuals with inter-  
22 ests relating to highway safety. The committee mem-  
23 bers shall serve at the pleasure of the Governor and  
24 shall ~~receive no compensation for their services, but~~  
25 ~~may be reimbursed for their actual and necessary~~  
26 ~~travel expenses~~ be compensated in accordance with Ti-  
27 tle 5, chapter 379. The committee shall stimulate ac-  
28 tive support for highway safety measures and programs  
29 and shall advise the Department of Public Safety re-  
30 garding these issues; and

31 Sec. 154. 25 MRSA §2902, sub-§5, as enacted by  
32 PL 1983, c. 489, §13, is amended to read:

33 5. Vehicle Equipment Safety Commission. The Ve-  
34 hicle Equipment Safety Commission, as authorized by  
35 Title 5, section 12004, subsection 12, shall be under  
36 the direction of the Commissioner of Public Safety.

37 Sec. 155. 26 MRSA §171, as amended by PL 1983,  
38 c. 347, §1, is further amended to read:

39 §171. Board of Boiler Rules

1           The board of appeals, as heretofore established  
2 created, shall be known as the "Board of Boiler  
3 Rules," as established by Title 5, section 12004,  
4 subsection 1, and shall consist of 7 members, 6 of  
5 whom shall be appointed by the director, with the ap-  
6 proval of the Governor. At the expiration of their  
7 respective terms of office their successors shall be  
8 appointed for terms of 4 years each. In the event of  
9 a vacancy by reason of the death or resignation of  
10 any of the appointed members, or otherwise, the di-  
11 rector shall fill such vacancy for the remainder of  
12 the term with a representative of the same class. Of  
13 these 6 appointed members, 2 shall be representatives  
14 of labor within this State who are boilermakers or  
15 have boiler licenses, one shall be a representative  
16 of the owners and users of steam boilers within this  
17 State, one a representative of the boiler manufactur-  
18 ers within this State, one a representative of the  
19 operating steam engineers in this State and one a  
20 representative of a boiler inspection and insurance  
21 company licensed to do business within the State. The  
22 7th member shall be the director, who shall be chair-  
23 man of the board. The board shall meet at least twice  
24 yearly at the State Capitol or other place designated  
25 by the board.

26           Sec. 156. 26 MRSA §172 is repealed and the fol-  
27 lowing enacted in its place

28           §172. Expenses of board members

29           The 4 appointed members of the Board of Boiler  
30 Rules shall be compensated according to the provi-  
31 sions of Title 5, chapter 379, and not to exceed 20  
32 meetings per year. The chairman of the board shall  
33 countersign all vouchers for expenditures under this  
34 section.

35           Sec. 157. 26 MRSA §475, last ¶, as enacted by PL  
36 1977, c. 543, §4, is amended to read:

37           The 7 appointed members of the board shall serve  
38 without salary and shall receive their actual ex-  
39 penses while engaged in the performance of their du-  
40 ties as members of the board, such expenses to be  
41 paid in the same manner as in the case of other state  
42 officers be compensated according to the provisions



1 of Title 5, chapter 379. The chairman of the board  
2 shall approve and countersign all vouchers for ex-  
3 penditures under this section.

4 Sec. 158. 26 MRSA §564, first ¶, as amended by  
5 PL 1981, c. 168, §26, is further amended to read:

6 The Board of Occupational Safety and Health ~~is~~ as  
7 established ~~and~~ by Title 5, section 12004, subsection  
8 8, shall consist of 10 members of which 9 shall be  
9 appointed by the Governor. Of the 9 appointed mem-  
10 bers of the board, 3 shall represent employers; 3  
11 shall represent employees; one shall represent an in-  
12 surance company licensed to insure workmen's compen-  
13 sation within the State and 2 shall represent the  
14 public. The 10th member of the board shall be the Di-  
15 rector of the Bureau of Labor Standards. Of the 3  
16 employer members, one shall represent state agencies,  
17 one shall represent counties within the State and one  
18 shall represent municipalities within the State. Of  
19 the 3 employee members, one shall represent state em-  
20 ployees, one shall represent county employees and one  
21 shall represent municipal employees.

22 Sec. 159. 26 MRSA §564, last ¶, as amended by PL  
23 1975, c. 519, §14, is further amended to read:

24 The 9 appointed members of the board shall ~~serve~~  
25 ~~without salary and shall receive their actual ex-~~  
26 ~~penses while engaged in the performance of their du-~~  
27 ~~ties as members of the board be compensated according~~  
28 ~~to the provisions of Title 5, chapter 379. The chair-~~  
29 ~~man of the board shall approve and countersign all~~  
30 ~~vouchers for expenditures under this section.~~

31 Sec. 160. 26 MRSA §892, as enacted by PL 1975,  
32 c. 564, §1, is amended to read:

33 §892. Panel

34 A panel of mediators, as established by Title 5,  
35 section 12002, subsection 3, to consist of not less  
36 than 5 nor more than 10 impartial members, shall be  
37 appointed by the Governor, with the advice and con-  
38 sent of the Council, from time to time upon the expi-  
39 ration of the terms of the several members, for terms  
40 of 3 years. They shall be chosen by the Governor from

1 a list, containing at least 5 times as many names as  
2 the number of persons to be chosen, supplied at least  
3 once a year by the Maine Labor Relations Board. Va-  
4 cancies occurring during a term shall be filled for  
5 the unexpired term. Members of the panel shall each  
6 receive \$75 a day for their services, for the time  
7 actually employed in the discharge of their official  
8 duties and shall also receive their traveling and all  
9 other necessary expenses be compensated according to  
10 the provisions of Title 5, chapter 379. The costs for  
11 services rendered and expenses incurred by the panel  
12 shall be paid by the State from an appropriation for  
13 said panel which shall be included in the budget of  
14 the Maine Labor Relations Board. Authorization for  
15 services rendered and expenditures incurred by mem-  
16 bers of the panel shall be the responsibility of the  
17 Executive Director of the Maine Labor Relations  
18 Board.

19 Sec. 161. 26 MRSA §911, first ¶, as amended by  
20 PL 1979, c. 22, §1, is further amended to read:

21 The State Board of Arbitration and Conciliation,  
22 as heretefere established by Title 5, section 12004,  
23 subsection 3, and hereinafter in this subchapter  
24 called the "board", shall consist of 3 members ap-  
25 pointed by the Governor, from time to time upon the  
26 expiration of the terms of the several members, for  
27 terms of 3 years. One member shall be an employer of  
28 labor or selected from some association representing  
29 employers of labor, and another shall be an employee  
30 or an employee selected from some bona fide trade or  
31 labor union. The 3rd member shall be chairman of the  
32 board and shall represent the public interests of the  
33 State. Vacancies occurring during a term shall be  
34 filled for the unexpired term. Members of the board  
35 shall each receive \$50 a day for their services for  
36 the time actually employed in the discharge of their  
37 official duties. They shall receive their traveling  
38 and all other necessary expenses, and the costs for  
39 services rendered and expenses incurred by the be  
40 compensated according to the provisions of Title 5,  
41 chapter 379. The costs for services rendered and ex-  
42 penses incurred by the Board of Arbitration and Con-  
43 ciliation shall be paid by the State from an appro-  
44 priation for said board which shall be included in  
45 the budget of the Maine Labor Relations Board. Au-

1       thorization for services rendered and expenditures  
2       incurred by the Board of Arbitration and Conciliation  
3       shall be the responsibility of the Executive Director  
4       of the Maine Labor Relations Board who shall, annual-  
5       ly, on or before the first day of July, make a report  
6       of the activities of the Board of Arbitration and  
7       Conciliation to the Governor. The board shall from  
8       time to time make such rules of procedure as it deems  
9       necessary.

10               Sec. 162. 26 MRSA §968, sub-§1, as amended by PL  
11       1975, c. 776, §2, is further amended to read:

12               1. Maine Labor Relations Board. The Maine Labor  
13       Relations Board established by Title 5, section  
14       12004, subsection 4, shall consist of 3 members and 6  
15       alternates to be appointed by the Governor, subject  
16       to review by the Joint Standing Committee on Labor  
17       and to confirmation by the Legislature. The Gover-  
18       nor, in making his appointments, shall name one mem-  
19       ber and 2 alternates to represent employees, one mem-  
20       ber and 2 alternates to represent employers and one  
21       member and 2 alternates to represent the public. The  
22       member representing the public shall be the board's  
23       chairman and the alternate representing the public  
24       shall be an alternate chairman. Members of the board  
25       shall each receive \$75 a day, except for the chairman  
26       who shall receive \$100 per day, for their services  
27       for the time actually employed in the discharge of  
28       their official duties be compensated according to the  
29       provisions of Title 5, chapter 379. The alternates  
30       shall be ~~paid~~ compensated at the same per diem rate  
31       as the member that the alternate replaces. The term  
32       of each member and each alternate shall be for a pe-  
33       riod of 4 years; provided that of the members and al-  
34       ternates first appointed, one member and 2 alternates  
35       shall be appointed for a period of 4 years, one mem-  
36       ber and 2 alternates shall be appointed for a period  
37       of 3 years and one member and 2 alternates shall be  
38       appointed for a period of 2 years. The members of the  
39       board, its alternates and its employees shall receive  
40       necessary expenses. The executive director and legal  
41       or professional personnel employed by the board shall  
42       be members of the unclassified service.

43               Sec. 163. 26 MRSA §1002, first ¶, as amended by  
44       PL 1981, c. 168, §§9 and 26, is further amended to

1 read:

2 The State Apprenticeship and Training Council, as  
3 ~~heretofore~~ established by Title 5, section 12004,  
4 subsection 8, shall be composed of 11 members to be  
5 appointed by the Governor and made up as follows: 4  
6 members shall be representatives of employees and  
7 shall be bona fide members of a recognized major la-  
8 bor organization; 4 members shall be representatives  
9 of employers and shall be bona fide employers or au-  
10 thorized representatives of bona fide employers; and  
11 3 members shall be representatives of the public and  
12 shall be selected from neither industrial employers  
13 nor employees, nor shall they be directly concerned  
14 with any particular industrial employer or employee.  
15 The appointments shall be made so that the term of  
16 one member of each group shall expire each year. Each  
17 member shall hold office until his successor is ap-  
18 pointed and qualified, and any vacancy shall be  
19 filled by appointment for the unexpired portion of  
20 the term. The chairman and secretary of the council  
21 shall be named by the members of the council and the  
22 chairman shall be a member of the council. The As-  
23 sociate Commissioner of Vocational Education, the Di-  
24 rector of the Bureau of Labor Standards and the Com-  
25 missioner of Labor shall be ex officio members of the  
26 council without vote. The members of the council  
27 shall ~~receive no reimbursement for their services,~~  
28 ~~but shall be reimbursed for travel at the same mile-~~  
29 ~~age rate and on the same basis as regular state em-~~  
30 ~~ployees and shall receive reimbursement for subsist-~~  
31 ~~ence necessarily incurred in the performance of their~~  
32 ~~duties be compensated according to the provisions of~~  
33 Title 5, chapter 379.

34 Sec. 164. 26 MRS §1082, sub-§5, as amended by  
35 PL 1981, c. 168, §15, is further amended to read:

36 5. Advisory council. The Commissioner of Labor  
37 shall appoint a state advisory council, as estab-  
38 lished by Title 5, section 12004, subsection 10, con-  
39 sisting of not more than 9 members composed of an  
40 equal number of employer representatives and employee  
41 representatives who may fairly be regarded as repre-  
42 sentative because of their vocation, employment or  
43 affiliations and an equal number of members repre-  
44 senting the general public. Such council shall meet

1 no less than 4 times a year and shall aid the commis-  
2 sioner in formulating policies and discussing prob-  
3 lems related to the administration of this chapter  
4 and in assuring impartiality and freedom from politi-  
5 cal influence in the solution of such problems. The  
6 advisory council may also make recommendations to the  
7 Legislature for such changes in this chapter as in  
8 their opinion will aid in accomplishing the objec-  
9 tives of this chapter. Each member of the advisory  
10 council shall be compensated in the amount of \$25 for  
11 each day in attendance upon a meeting of the council  
12 in addition to reimbursement for any necessary  
13 expenses according to the provisions of Title 5,  
14 chapter 379.

15 Sec. 165. 26 MRS §1307, as amended by PL 1981,  
16 c. 168, §26, is further amended to read:

17 §1307. Minimum Wage Rate on Construction Projects  
18 Board; appointments; duties

19 A Minimum Wage Rate on Construction Projects  
20 Board, as established by Title 5, section 12004, sub-  
21 section 8, shall consist of 5 members, 4 of whom  
22 shall be appointed by the Governor to serve at the  
23 will and pleasure of the Governor. The Governor, in  
24 making his appointments, shall name one from labor  
25 engaged in the building trades, one from labor en-  
26 gaged in the highway and heavy construction trades,  
27 one from the highway and heavy contractors, one from  
28 the building contractors and the Director of the Bu-  
29 reau of Labor Standards who shall serve as a public  
30 member. The term of each member shall be for a period  
31 of 4 years.

32 The members of the board shall ~~serve without~~  
33 ~~compensation~~ be compensated in accordance with Title  
34 5, chapter 379.

35 The board shall annually elect a chairman from  
36 its membership and shall sit at the call of the  
37 chairman to hear and decide appeals arising from de-  
38 terminations of the director as to fair minimum  
39 wages. The board shall be empowered to establish  
40 rules for the conduct of its proceedings.

41 The director shall designate an employee of the

1 Bureau of Labor Standards to be the permanent secre-  
2 tary to the Minimum Wage Rate on Construction  
3 Projects Board who shall maintain a record of all  
4 proceedings of the board.

5 Sec. 166. 26 MRSA §1604, sub-§1, as amended by  
6 PL 1981, c. 168, §23, is further amended to read:

7 1. Membership. The Displaced Homemakers Advisory  
8 Council, established by Title 5, section 12004, sub-  
9 section 10, and hereinafter in this chapter called  
10 the "council," shall be composed of the following in-  
11 dividuals:

12 A. The Commissioner of Labor or the commission-  
13 er's designee; and

14 B. Nine individuals who have experience with the  
15 problems of displaced homemakers, career counsel-  
16 ing or adult vocational education. The members  
17 shall be appointed by the Governor. The council  
18 shall elect its own chairman.

19 Sec. 167. 27 MRSA §82, as enacted by PL 1965, c.  
20 502, §1, is amended to read:

21 §82. Maine State Museum Commission

22 The Governor shall appoint a Maine State Museum  
23 Commission, as established by Title 5, section 12004,  
24 subsection 8, consisting of 15 members especially  
25 qualified and interested in the several fields of mu-  
26 seum activity. Of those members first appointed, 5  
27 shall be appointed for terms of 2 years, 5 for 4  
28 years and 5 for 6 years. Their successors shall be  
29 appointed for 6 years. Each member shall serve for  
30 the term of his appointment and thereafter until his  
31 successor is appointed and qualified. In case of the  
32 termination of a member's service during his term,  
33 the Governor shall appoint a successor for the unex-  
34 pired term. Members shall serve without compensation  
35 but shall receive their necessary expenses be compen-  
36 sated according to the provisions of Title 5, chapter  
37 379.

38 Sec. 168. 27 MRSA §111, sub-§1, as amended by PL  
39 1983, c. 245, is further amended to read:

1           1. Maine Library Commission. There shall be cre-  
2     ated within the Department of Educational and Cultural  
3     al Services a library commission which shall be des-  
4     ignated as the Maine Library Commission, as estab-  
5     lished by Title 5, section 12004, subsection 10. It  
6     shall consist of 15 members appointed by the Gover-  
7     nor. The library commission shall be broadly repre-  
8     sentative of the state's libraries and shall consist  
9     of a representative from public, school, academic,  
10    special, institutional and handicapped libraries, a  
11    trustee representative, one representative from each  
12    of the library districts as they are formed and 3  
13    representatives from the State at large of whom one  
14    shall be representative of the disadvantaged.

15           The term of each appointed member shall be 5 years or  
16    until his successor is appointed and qualified. Of  
17    the members first appointed, 3 shall be for one year,  
18    3 for 2 years, 3 for 3 years, 3 for 4 years and 3 for  
19    5 years. Subsequent appointments shall be for the  
20    full term of 5 years. No members shall serve more  
21    than 2 successive terms. In the case of a vacancy  
22    other than the expiration of a term, the appointment  
23    of a successor shall be made in like manner for the  
24    balance of the term.

25           In addition to the 15 appointed members, the direc-  
26    tors of the area reference and resource centers shall  
27    serve as permanent, nonvoting ex officio members of  
28    the Maine Library Commission.

29           The commission shall meet at least 4 times a year. It  
30    shall elect a chairman for a term of 2 years and  
31    frame and modify bylaws for its internal organization  
32    and operation. The State Librarian shall serve as  
33    secretary to the commission. The members of the com-  
34    mission shall ~~serve without compensation, but shall~~  
35    ~~be reimbursed for expenses incurred in the perform-~~  
36    ~~ance of their duties~~ be compensated according to the  
37    provisions of Title 5, chapter 379.

38           Sec. 169. 27 MRSA §401, as enacted by PL 1965,  
39    c. 499, §1, is amended to read:

40    §401. Commission

41           There is created and established a A state com-

1 mission, to be known as the "Maine State Commission  
2 on the Arts and the Humanities," ~~to~~ as established by  
3 Title 5, section 12004, subsection 10, shall consist  
4 of not less than 15 nor more than 21 members, broadly  
5 representative of all artistic and cultural fields,  
6 to be appointed by the Governor from among citizens  
7 of Maine who are widely known for their competence  
8 and experience in connection with these fields. In  
9 making such appointments, due consideration shall be  
10 given to the recommendations made by representative  
11 civic, educational and professional associations and  
12 groups concerned with or engaged in artistic and cul-  
13 tural fields generally.

14 Sec. 170. 27 MRSA §402, as enacted by PL 1965,  
15 c. 499, §1, is amended to read:

16 §402. Membership

17 The term of office of each member shall be 3  
18 years; provided that of the members first appointed,  
19 1/3 shall be appointed for terms of one year, 1/3 for  
20 terms of 2 years and 1/3 for terms of 3 years. Other  
21 than the chairman, no member of the commission who  
22 serves 2 full 3-year terms shall be eligible for re-  
23 appointment during the one-year period following the  
24 expiration of his second such term. The Governor  
25 shall designate a chairman and a vice-chairman from  
26 the members of the commission, to serve as such at  
27 the pleasure of the Governor. The chairman shall be  
28 the presiding officer of the commission. All vacan-  
29 cies shall be filled for the balance of the unexpired  
30 term in the same manner as original appointments. The  
31 members of the commission shall ~~not receive any com-~~  
32 ~~ensation for their services; but shall be reimbursed~~  
33 ~~for their actual and necessary expenses incurred in~~  
34 ~~the performance of their duties as members of the~~  
35 ~~commission be compensated according to the provisions~~  
36 of Title 5, chapter 379.

37 Sec. 171. 27 MRSA §501, as enacted by PL 1971,  
38 c. 536, §1, is amended to read:

39 §501. Declaration of policy

40 The Legislature declares it is the policy of the  
41 State that in order to preserve the architectural,



1 historic and environmental heritage of the people of  
2 the State, and to develop and promote the cultural,  
3 educational and economic benefits of these resources,  
4 there is established the Maine Historic Preservation  
5 Commission, as established by Title 5, section 12004,  
6 subsection 10, shall work to implement this policy.

7       Sec. 172. 27 MRSA §503, as repealed and replaced  
8 by PL 1979, c. 21, is amended to read:

9       §503. Membership

10       Upon the expiration of the term of existing mem-  
11 bers, the term of office of each appointed member  
12 shall be 5 years or until his successor is appointed  
13 and qualified. No member shall serve more than 2 suc-  
14 cessive terms. In the case of a vacancy, other than  
15 the expiration of a term, the appointment of a suc-  
16 cessor shall be appointed by the Governor for the  
17 balance of the term. The commission shall meet at  
18 least 4 times a year. It shall adopt and may amend  
19 bylaws for its internal organization and operation.  
20 The director shall serve as secretary to the commis-  
21 sion. The members of the commission shall serve with-  
22 out compensation, but shall be reimbursed for ex-  
23 penditures incurred in the performance of their duties be  
24 compensated according to the provisions of Title 5,  
25 chapter 379.

26       Sec. 173. 28 MRSA §51, as amended by PL 1975, c.  
27 741, §4, is further amended to read:

28       §51. Administration; enforcement

29       The administration of the state liquor laws shall  
30 be vested in the State Liquor Commission, as estab-  
31 lished by Title 5, section 12004, subsection 6, and  
32 the enforcement of the state liquor laws shall be  
33 vested in the Bureau of Liquor Enforcement within the  
34 Department of Public Safety.

35       Sec. 174. 28 MRSA §55, as repealed and replaced  
36 by PL 1975, c. 741, §4, is repealed and the following  
37 enacted in its place:

38       §55. Salaries and expenses

1           Each member of the commission shall be compen-  
2 sated according to the provisions of Title 5, chapter  
3 379, for 50 meetings per year.

4           Sec. 175. 29 MRSA §547, sub-§1, as repealed and  
5 replaced by PL 1983, c. 162, is amended to read:

6           1. Board. There shall be a The Medical Advisory  
7 Board, serving without pay, consisting as estab-  
8 lished by Title 5, section 12004, subsection 10,  
9 shall consist of members appointed by the Secretary  
10 of State. The board shall include, but not be lim-  
11 ited to, physicians licensed to practice in the State  
12 representing the specialties of cardiology, internal  
13 medicine, neurology or neurological surgery,  
14 ophthalmology, psychiatry, family practice and reha-  
15 bitative medicine. The Secretary of State shall  
16 designate the chairman of the board. The board shall  
17 meet at least annually and may hold as many meetings  
18 as it deems necessary to fulfill its responsibili-  
19 ties. The board shall be compensated in accordance  
20 with Title 5, chapter 379.

21           Sec. 176. 29 MRSA §1513, sub-§1 is amended to  
22 read:

23           1. Vehicle Equipment Safety Commission. There is  
24 created an agency of the party states to be known as  
25 the "Vehicle Equipment Safety Commission," as autho-  
26 riized by Title 5, section 12004, subsection 12, and  
27 hereinafter in this subchapter called the "commis-  
28 sion." The commission shall be composed of one com-  
29 missioner from each party state who shall be ap-  
30 pointed, serve and be subject to removal in accord-  
31 ance with the laws of the state which he represents.  
32 If authorized by the laws of his party state, a com-  
33 missioner may provide for the discharge of his duties  
34 and the performance of his functions on the commis-  
35 sion, either for the duration of his membership or  
36 for any lesser period of time, by an alternate. No  
37 such alternate shall be entitled to serve unless no-  
38 tification of his identity and appointment shall have  
39 been given to the commission in such form as the com-  
40 mission may require. Each commissioner, and each al-  
41 ternate, when serving in the place and stead of a  
42 commissioner, shall be entitled to be reimbursed by  
43 ~~the commission for expenses actually incurred in at-~~

1 tending commission meetings or while engaged in the  
2 business of the commission compensated by the commis-  
3 sion according to the provisions of Title 5, chapter  
4 379.

5 Sec. 177. 29 MRSA §2246, as amended by PL 1973,  
6 c. 567, §20, is further amended to read:

7 §2246. Advisory and Review Board

8 The Secretary of State in carrying out his re-  
9 sponsibilities in the issuance, suspension and revo-  
10 cation of operators' licenses and certificates of  
11 registration shall appoint an Advisory and Review  
12 Board, as established by Title 5, section 12004, sub-  
13 section 10, consisting of 12 members who shall meet  
14 with the Secretary of State, upon call by the Secre-  
15 tary of State.

16 The Secretary of State shall appoint the Advisory  
17 and Review Board and the board shall consist of the  
18 Chief of the State Police or his designee, represen-  
19 tatives of the District Courts, district attorneys,  
20 Motor Vehicle Department, Maine Highway Safety Com-  
21 mittee, Maine Trial Lawyers Association, insurance  
22 industry, Maine State Bar Association, Maine Municip-  
23 al Association, Maine Chiefs of Police Association,  
24 the Maine Sheriffs Association and the Highway Users  
25 Conference. Except for the Chief of the State Police,  
26 or his designee, who shall be a permanent member of  
27 the board, appointments shall be for terms concurrent  
28 with the term of the Secretary of State by whom they  
29 shall be appointed. Board members shall ~~receive no~~  
30 ~~compensation, except reimbursement for expenses at~~  
31 ~~the rate allowed to state employees be compensated~~  
32 ~~according to the provisions of Title 5, chapter 379.~~

33 The board shall assist the Secretary of State in  
34 reviewing the effectiveness of any point system  
35 adopted by him; reviewing procedures relative to is-  
36 suance, suspension and revocation of operators' li-  
37 censes and certificates of registration; reviewing  
38 rules and regulations adopted by him; and advising  
39 him as to suggested changes for the purpose of pro-  
40 moting safety upon the highways.

41 Sec. 178. 30 MRSA §347, as amended by PL 1977,

1 c. 78, §170, is further amended to read:

2 §347. County Records Board

3 ~~There is created and established a~~ The County  
4 Records Board ~~to as established by Title 5, section~~  
5 12004, subsection 10, shall consist of 5 members:  
6 Four persons to be appointed by the Governor for a  
7 term of 3 years; one of whom shall be a county com-  
8 missioner; one of whom shall be a register of deeds;  
9 one of whom shall be a register of probate; and one  
10 of whom shall be experienced in real estate title ex-  
11 aminations; and a 5th person who shall be the State  
12 Archivist and shall serve as chairman. Any person ap-  
13 pointed to fill a vacancy in the membership of the  
14 board shall serve for the remainder of the term for  
15 which his predecessor was appointed. The board shall  
16 meet at the call of the chairman, but not less than 4  
17 times during each calendar year. Three members of the  
18 board shall constitute a quorum. Appointive members  
19 shall serve without compensation be compensated ac-  
20 cording to the provisions of Title 5, chapter 379.

21 Sec. 179. 30 MRSA §1962, sub-§1, as enacted by  
22 PL 1983, c. 458, §9, is amended to read:

23 1. Commission. "Commission" means a river cor-  
24 ridor commission granted approval by the commissioner  
25 under section 1963 and authorized by Title 5, section  
26 12004, subsection 8.

27 Sec. 180. 30 MRSA §1981, as enacted by PL 1969,  
28 c. 382, §5, is amended to read:

29 §1981. Establishment

30 The municipal officers of any 2 or more munici-  
31 palities, by appropriate action, and as authorized by  
32 Title 5, section 12004, subsection 10, may enter into  
33 an agreement, between or among such municipalities,  
34 for the establishment of a regional council of gov-  
35 ernments.

36 Sec. 181. 30 MRSA §2214, as enacted by PL 1973,  
37 c. 625, §201, is amended to read:

38 §2214. Municipal Records Board

1        There shall be a The Municipal Records Board to  
2        as authorized by Title 5, section 12004, subsection  
3        10, shall consist of 3 municipal officials, one of  
4        whom represents a municipality of not more than 3,500  
5        persons, to be appointed for terms of 3 years by the  
6        Governor upon the recommendation of the governing  
7        board of the Maine Municipal Association, the State  
8        Archivist, who shall be chairman, and the State Reg-  
9        istrar of Vital Statistics. Any person appointed to  
10       fill a vacancy in the membership of the board shall  
11       serve for the remainder of the term for which his  
12       predecessor was appointed. The board shall meet at  
13       the call of the chairman, but not less than 4 times  
14       during each calendar year. Three members of the board  
15       shall constitute a quorum. Appointive members shall  
16       serve without compensation be compensated according  
17       to the provisions of Title 5, chapter 379.

18        Sec. 182. 30 MRSA §4601-A, first ¶, as enacted  
19        by PL 1969, c. 470, §7, is amended to read:

20        The Maine State Housing Authority is created. It  
21        is, as established by Title 5, section 12004, subsec-  
22        tion 7, shall be referred to in this subchapter as  
23        the "state authority." It is a public body corporate  
24        and politic and an instrumentality of the State.

25        Sec. 183. 30 MRSA §4602, sub-§2, ¶A, as amended  
26        by PL 1983, c. 414, §10, is further amended to read:

27        A. The state authority shall have a 21-person  
28        advisory board, as authorized by Title 5, section  
29        12004, subsection 10, to be appointed by the Gov-  
30        ernor representing the several aspects of the  
31        housing industry. The advisory board at all  
32        times shall have members who represent each of  
33        the following: Municipal officials, financial in-  
34        stitutions, builders, architects, labor, sponsors  
35        of housing programs, administrators of local pub-  
36        lic and local private housing corporations, el-  
37        derly residents of housing projects, low income  
38        residents of housing projects, and licensed real  
39        estate brokers. There shall be 3 representa-  
40        tives of municipal officials.

41        The members shall elect a president and vice-  
42        president of the advisory board from among the

1 advisory board members. The advisory board of the  
2 state authority shall advise and counsel the di-  
3 rector and commissioners of the state authority  
4 on the policies concerning any and all of the  
5 powers and duties of the state authority. Seven  
6 advisory board members of the state authority  
7 shall constitute a quorum for the purpose of con-  
8 ducting business of the board and exercising its  
9 powers, notwithstanding the existence of any va-  
10 ncancies. Action may be taken by the advisory  
11 board upon a vote of a majority of the members  
12 present, unless in any case its bylaws shall re-  
13 quire a larger number.

14 The president of the advisory board may call such  
15 meetings of the board as he shall deem necessary.  
16 The president of the advisory board shall call at  
17 least one meeting of the board each year at a  
18 time which will allow the board to meet jointly  
19 with the commissioners of the state authority.

20 Sec. 184. 30 MRSA §4602, sub-§2, ¶D, as amended  
21 by PL 1979, c. 533, §17, is further amended to read:

22 D. Any person may serve as a member of the ad-  
23 visory board, and any person who, at the time of  
24 his appointment, is a resident of Maine, may  
25 serve as a commissioner, provided that the direc-  
26 tor need not be a resident of the State prior to  
27 appointment. Each commissioner, except for the  
28 director and the Treasurer of State, and each ad-  
29 visory board member shall serve a 4-year term  
30 commencing with the expiration of the term of his  
31 predecessor, provided that a vacancy occurring in  
32 such a position prior to the normal expiration of  
33 the appointment shall be filled as soon as prac-  
34 ticable by a new gubernatorial appointee who  
35 shall serve for the balance of the unexpired  
36 term. Each advisory board member and commission-  
37 er shall continue to hold office after the expi-  
38 ration of his term until his successor shall have  
39 been appointed. In any instance in which more  
40 than one commissioner or advisory board member  
41 shall be serving beyond his original term, any  
42 new appointee shall be deemed to succeed the com-  
43 missioner or advisory board member whose term ex-  
44 pired first.

1 The Secretary of State shall prepare a certifi-  
2 cate evidencing the appointment of each advisory  
3 board member and commissioner. An original of  
4 such certificate shall be furnished the appoint-  
5 tee. One authenticated copy shall be retained by  
6 the state authority and one by the Secretary of  
7 State. An authenticated certificate of appoint-  
8 ment shall be conclusive evidence of such ap-  
9 pointment. Each commissioner attending any regul-  
10 ar meeting of the authority shall receive \$50  
11 pay for attending such meeting duly called for  
12 the purpose of conducting state authority busi-  
13 ness. Each commissioner attending any special  
14 meeting or any public hearing of the authority or  
15 otherwise performing official duties for the au-  
16 thority shall receive \$10 an hour pay, unless a  
17 commissioner's attendance at such special meeting  
18 or public hearing is for more than 4 hours, in  
19 which case the commissioner shall receive \$50 pay  
20 for attending such special meeting or public  
21 hearing duly called for the purpose of conducting  
22 state authority business shall be compensated ac-  
23 ording to the provisions of Title 5, chapter  
24 379. The director shall be a full-time employee  
25 of the authority, but shall be permitted to re-  
26 ceive fees or honoraria for services provided to  
27 others not in conflict with his full-time duties  
28 and not performed during time for which he is re-  
29 ceiving compensation from the state authority. In  
30 addition to any authorized compensation, the di-  
31 rector shall be entitled to such employee benef-  
32 its as may be made available to other employees  
33 of the state authority, including, but not lim-  
34 ited to, authority contributions to any retire-  
35 ment plan, insurance plan, deferred compensation  
36 plan or other similar benefits, and each commis-  
37 sioner and advisory board member shall be enti-  
38 tled to receive reimbursement for actual expenses  
39 incurred in the performance of state authority  
40 business and such equipment, materials, member-  
41 ships or insurance protection as shall be appro-  
42 priate and necessary to the performance of his  
43 duties.

44 Sec. 185. 30 MRSA §5301 is amended to read:

45 §5301. Membership

1           The Board of Emergency Municipal Finance, as  
2 ~~heretofore established~~ authorized by Title 5, section  
3 12004, subsection 8, and ~~hereinafter~~ designated in  
4 this subchapter as the "board," shall be composed of  
5 the 3 persons who legally hold the offices of Commis-  
6 sioner of Finance and Administration, Treasurer of  
7 State and State Tax Assessor. Upon the succession of  
8 any person to any of these respective offices, he or  
9 she shall immediately become a member of the board  
10 and the person who formerly held such office shall  
11 cease to be such a member. The person holding the of-  
12 fice of State Tax Assessor shall be the chairman of  
13 the board. The members of the board shall ~~not receive~~  
14 ~~any compensation for their services as such members~~  
15 ~~except their expenses be compensated according to the~~  
16 ~~provisions of Title 5, chapter 379.~~

17           Sec. 186. 30 MRSA §6212, sub-§1, as enacted by  
18 PL 1979, c. 732, §§1 and 31, is amended to read:

19           1. Commission created. There is hereby estab-  
20 lished a The Maine Indian Tribal-State Commission is  
21 established pursuant to Title 5, section 12004, sub-  
22 section 4. The commission shall consist of 9 members,  
23 4 to be appointed by the Governor of the State sub-  
24 ject to review by the Joint Standing Committee on Ju-  
25 diciary and to confirmation by the Legislature, 2  
26 each to be appointed by the Passamaquoddy Tribe and  
27 the Penobscot Nation and a chairman to be selected in  
28 accordance with subsection 2. The members of the com-  
29 mission, other than the chairman, shall each serve  
30 for a term of 3 years and may be reappointed. In the  
31 event of the death, resignation or disability of any  
32 member, the appointing authority may fill the vacancy  
33 for the unexpired term.

34           Sec. 187. 30 MRSA §6212, sub-§4, as enacted by  
35 PL 1979, c. 732, sub-§§1 and 31, is amended to read:

36           4. Personnel, fees, expenses of commissioners.  
37 The commission shall have authority to employ such  
38 personnel as it deems necessary and desirable in or-  
39 der to effectively discharge its duties and responsi-  
40 bilities. Such employees shall not be subject to  
41 state personnel laws or rules.

42           The commission members shall be paid \$75 per day for



1 their services and shall be reimbursed for reasonable  
2 expenses including travel according to the provisions  
3 of Title 5, chapter 379.

4       Sec. 188. 32 MRSA §63, sub-§1, as amended by PL  
5 1975, c. 771, §331, is further amended to read:

6       1. Membership. There shall be a The State Board  
7 of Licensure of Administrators of Medical Care Facil-  
8 ities other than Hospitals consisting, as estab-  
9 lished by Title 5, section 12004, subsection 1, shall  
10 consist of 8 members appointed by the Governor. The  
11 members shall be citizens of the United States and  
12 residents of the State of Maine. One member shall be  
13 a physician licensed to practice medicine or osteopa-  
14 thy with not less than 5 years of active practice  
15 within the State. One member shall be a hospital ad-  
16 ministrator with not less than 5 years active prac-  
17 tice in the State as a hospital administrator. One  
18 member shall be a registered nurse with not less than  
19 5 years active practice in nursing homes in the  
20 State. Two members shall be representatives of the  
21 public. Three members shall be administrators of med-  
22 ical care facilities other than hospitals with not  
23 less than 5 years of such active experience in the  
24 State.

25       Sec. 189. 32 MRSA §63, sub-§9, as amended by PL  
26 1971, c. 518, §3, is repealed and the following en-  
27 acted in its place:

28       9. Compensation. Members of the board shall be  
29 compensated according to the provisions of Title 5,  
30 chapter 379.

31       Sec. 190. 32 MRSA §88, as enacted by PL 1981, c.  
32 661, §2, is amended by adding before subsection 1 the  
33 following new paragraph:

34       The Emergency Medical Services' Advisory Board,  
35 as established by Title 5, section 12004, subsection  
36 10, shall advise the department with respect to the  
37 conflict of the emergency medical services' program.

38       Sec. 191. 32 MRSA §88, sub-§1, ¶C, as enacted by  
39 PL 1981, c. 661, sub-§2, is amended to read:

1 C. The board shall meet at least quarterly, and  
2 shall also meet at the call of its chairman or of  
3 the department. When the board meets, its mem-  
4 bers shall be paid their travel costs and ex-  
5 penses, plus \$20 each day. The same fees shall  
6 be paid to board members conducting hearings un-  
7 der this chapter compensated according to the  
8 provisions of Title 5, chapter 379.

9 Sec. 192. 32 MRSA §211, first ¶, as repealed and  
10 replaced by PL 1983, c. 413, §3, is amended to read:

11 The Maine State Board for Registration of Archi-  
12 tects and Landscape Architects, as established by Ti-  
13 tle 5, section 12004, subsection 1, shall administer  
14 this chapter. The board shall consist of 8 members  
15 appointed by the Governor, of which 5 shall be regis-  
16 tered and practicing architects, one of whom may be a  
17 professor of architecture; 2 shall be registered and  
18 practicing landscape architects; and one shall be a  
19 representative of the public.

20 Sec. 193. 32 MRSA §213-A, as enacted by PL 1983,  
21 c. 413, §5, is repealed and the following enacted in  
22 its place:

23 §213-A. Compensation

24 Each member of the board and the secretary shall  
25 be compensated according to the provisions of Title  
26 5, chapter 379. These expenses shall be certified by  
27 the secretary of the board.

28 The secretary may be paid for clerical,  
29 stenographical, printing and postage expenses. The  
30 salary and allowance for expenses shall be certified  
31 by the chairman of the board.

32 Sec. 194. 32 MRSA §271, first ¶, as repealed and  
33 replaced by PL 1983, c. 553, §46, are amended to  
34 read:

35 The Auctioneers Advisory Board, as established by  
36 Title 5, section 12004, subsection 10, within the De-  
37 partment of Business, Occupational and Professional  
38 Regulation, shall advise the commissioner or his des-  
39 ignee and provide assistance on any matter he deems

1 relevant to the administration of this chapter.

2       Sec. 195. 32 MRSA §271, 2nd ¶, as amended by PL  
3 1983, c. 413, §13, is further amended to read:

4       The board shall be composed of 3 members, 2 of  
5 whom shall be auctioneers and one of whom shall be a  
6 public member. Members shall be appointed by the  
7 commissioner and shall ~~serve without compensation.~~  
8 ~~Members shall be reimbursed for actual expenses in-~~  
9 ~~curring for attendance at meetings be compensated ac-~~  
10 ording to the provisions of Title 5, chapter 375.

11       Sec. 196. 32 MRSA §351, sub-§1, as enacted by PL  
12 1977, c. 398, §7, is amended to read:

13       1. Membership. The State Board of Barbers, as  
14 heretofore established by Title 5, section 12004,  
15 subsection 1, and in this chapter designated as the  
16 "board", shall consist of 5 members who shall be cit-  
17 izens of this State, 3 of whom shall have been en-  
18 gaged in the practice of barbering for at least 3  
19 years immediately prior to their appointment and one  
20 of whom shall be a representative of the public. The  
21 5th member of the board shall be the Director of  
22 Health who shall have no board vote.

23       The 4 voting members of the board shall be appointed  
24 by the Governor and their terms shall be for 3 years.  
25 None of them shall be eligible to serve more than 3  
26 consecutive 3-year terms. The barber members shall at  
27 all times be registered barbers.

28       Any vacancy in the board shall be filled by the ap-  
29 pointment by the Governor of a person to hold office  
30 during the unexpired term. The person appointed shall  
31 be qualified in the same manner as the board member  
32 being replaced. No person operating or employed by a  
33 school of barbering shall be appointed as a member of  
34 the board. If any member of the board, after appoint-  
35 ment, shall become affiliated in any way with any  
36 such school, that person's membership on the board  
37 shall immediately terminate and the unexpired term of  
38 that member shall be filled by the Governor.

39       Sec. 197. 32 MRSA §351, sub-§4, as enacted by PL  
40 1977, c. 398, §7, is repealed and the following en-

1 acted in its place:

2 4. Compensation. The members of the board shall  
3 be compensated according to the provisions of Title  
4 5, chapter 379, for no more than 18 meetings per cal-  
5 endar year or, in the case of the chairman for no  
6 more than 25 days per calendar year. Expenses as re-  
7 lated to duties out of the State shall be reimburs-  
8 able for no more than 5 calendar days per calendar  
9 year unless approved in advance by the Governor.

10 Sec. 198. 32 MRSA §501, as amended by PL 1975,  
11 c. 771, §336, is further amended to read:

12 §501. Membership; qualifications; term; removal

13 The Board of Chiropractic Examination and Regis-  
14 tration, as ~~heretofore~~ established by Title 5, sec-  
15 tion 12004, subsection 1, and in this chapter called  
16 the "board," shall consist of 6 persons, who shall be  
17 appointed by the Governor. Said persons shall be  
18 residents of this State, 5 shall be graduates of a  
19 legally chartered chiropractic school, college or  
20 university having the power to confer degrees in chi-  
21 ropractic and shall have been at the time of their  
22 appointment actively engaged in the practice of their  
23 profession for a period of at least 3 years in this  
24 State and one shall be a representative of the pub-  
25 lic. Each appointment shall be for the period of 5  
26 years as the terms of the present members expire. Any  
27 vacancy in said board caused by death, resignation or  
28 for any other cause, except completion of a full term  
29 of service, shall be filled by the like appointment  
30 of a person qualified as aforesaid to hold office  
31 during the unexpired term of the member whose place  
32 he fills. Any member of said board may be removed  
33 from office for cause by the Governor.

34 Sec. 199. 32 MRSA §553, as amended by PL 1981,  
35 c. 19, is further amended to read:

36 §553. Fees; compensation and expenses

37 Any person to whom a certificate has been granted  
38 under section 552 who wishes to renew that certifi-  
39 cate shall, on or before the first day of June of  
40 each year, pay to the secretary of the board a li-

1 cense renewal fee not in excess of \$50 as established  
2 by the board. Upon payment of the fee, that person's  
3 certificate shall be renewed for one year. In addition  
4 to the payment of such renewal fee, each licensee  
5 so applying for his renewal certificate shall furnish  
6 to ~~said the~~ board satisfactory evidence that he  
7 has attended one of 2 educational programs conducted  
8 and supervised by the ~~said~~ board in the year preceding.  
9 If such fee is not paid within 3 months after  
10 the date of notification by the secretary that such  
11 fee is due, the certificate of the chiropractor so  
12 failing to pay such fee shall be revoked and shall be  
13 thereafter renewed by a majority vote of the board  
14 and upon the payment of a fee of \$10 to the secretary  
15 of said board. All fees received by the secretary and  
16 not returned to the applicant shall be paid forthwith  
17 to the Treasurer of State. The compensation of members  
18 of the board shall be \$25 per day for each day  
19 actually spent in the discharge of their duties and  
20 actual and necessary expenses including travel  
21 expenses in accordance with the provisions of Title  
22 5, chapter 379. The secretary shall be reimbursed  
23 for all expenditures for books, stationery, postage  
24 and other necessary expenses authorized by the board  
25 and actually incurred in the discharge of his duties.  
26 Said compensation and all other necessary and proper  
27 expenses of said board shall be certified by the  
28 chairman and secretary and shall be paid out of the  
29 fund held by the Treasurer of State, and any balance  
30 of said fund shall not lapse but shall be carried  
31 forward to be expended for the same purposes in the  
32 following fiscal years.

33 Sec. 200. 32 MRSA §1071, first ¶, as enacted by  
34 PL 1981, c. 440, §2, is amended to read:

35 The Board of Dental Examiners, established by Title  
36 5, section 12004, subsection 1, and in this chapter  
37 called the "board," shall consist of 7 members,  
38 appointed by the Governor as follows: Five members of  
39 the dental profession, one dental hygienist and one  
40 representative of the public.

41 Sec. 201. 32 MRSA §1071, sub-§5, as enacted by  
42 PL 1981, c. 440, §2, is repealed and the following  
43 enacted in its place:

1           5. Compensation. The members of the board shall  
2 each be compensated according to the provisions of  
3 Title 5, chapter 379. Expenses of the board shall be  
4 certified by the secretary of the board.

5           Sec. 202. 32 MRSA §1151, first ¶, as amended by  
6 PL 1983, c. 553, §§26 and 46, is further amended to  
7 read:

8           The Electricians' Examining Board, as established  
9 by Title 5, section 12004, subsection 1, and in this  
10 chapter called the "board," shall consist of 6 mem-  
11 bers appointed by the Governor, called the "appoint-  
12 ive members," and the Commissioner of Business, Occu-  
13 pational and Professional Regulation or a representa-  
14 tive appointed by the commissioner.

15           Sec. 203. 32 MRSA §1151, last ¶, as repealed and  
16 replaced by PL 1983, c. 413, §34, is repealed and  
17 the following enacted in its place:

18           The members of the board shall each be compen-  
19 sated according to the provisions of Title 5, chapter  
20 379.

21           Sec. 204. 32 MRSA §1301, first ¶, as repealed  
22 and replaced by PL 1983, c. 413, §42, is amended to  
23 read:

24           The State Board of Registration for Professional  
25 Engineers, as established by Title 5, section 12004,  
26 subsection 1, shall administer this chapter. The  
27 board shall consist of 6 members appointed by the  
28 Governor, of which 5 shall be professional engineers  
29 who have the qualifications required by section 1302  
30 and one shall be a representative of the public.  
31 Nominees for appointment may be recommended to the  
32 Governor by representative engineering societies in  
33 the State.

34           Sec. 205. 32 MRSA §1303 is repealed and the fol-  
35 lowing enacted in its place:

36           §1303. Compensation and expenses

37           Members of the board shall be compensated accord-  
38 ing to the provisions of Title 5, chapter 379. Cler-

1 ical expenses shall not be allowed any member of the  
2 board, except as provided in section 1307.

3 Sec. 206. 32 MRSA §1451, first and 4th ¶¶, as  
4 amended by PL 1983, c. 553, §30, is amended to read:

5 The State Board of Funeral Service, as estab-  
6 lished by Title 5, section 12004, subsection 1, and  
7 in this chapter called the "board," shall consist of  
8 7 members, 6 of whom shall be persons licensed for  
9 the practice of funeral service for 10 consecutive  
10 years or who have had 10 consecutive years' experi-  
11 ence as an embalmer or funeral director in this State  
12 immediately preceding their appointment and one of  
13 whom shall be a representative of the public. Mem-  
14 bers shall be appointed by the Governor for a term of  
15 4 years, except that no more than 2 members' terms  
16 may expire in any one calendar year and appointments  
17 for terms of less than 4 years may be made in order  
18 to comply with this limitation. Upon expiration of  
19 a member's term, he shall serve until his successor  
20 is qualified and appointed. The successor's term  
21 shall be 4 years from the date of the expiration, re-  
22 gardless of the date of his appointment. Any vacancy  
23 in the board shall be filled by appointment of a per-  
24 son, qualified as was the board member being re-  
25 placed, to hold office during the unexpired term. No  
26 person may be eligible to serve more than 2 full con-  
27 secutive terms, provided that for this purpose only a  
28 period actually served which exceeds 1/2 of the  
29 4-year term shall be deemed a full term. A board  
30 member may be removed by the Governor for cause.

31 The members of the board shall each ~~receive~~ \$20 a  
32 ~~day and expenses while engaged in the business of the~~  
33 board be compensated according to the provisions of  
34 Title 5, chapter 379.

35 Sec. 207. 32 MRSA §1601, sub-§1, as amended by  
36 PL 1983, c. 413, §66, is further amended to read:

37 1. Membership. The State Board of Cosmetology,  
38 as established by Title 5, section 12004, subsection  
39 1, and in this chapter designated as the "board,"  
40 shall consist of 7 members who shall be citizens of  
41 this State, 5 of whom shall have been engaged in the  
42 practice of cosmetology for at least 3 years immedi-

1 ately prior to their appointment and one of whom  
2 shall be a representative of the public. The 7th mem-  
3 ber of the board shall be the Director of Health who  
4 shall have no board vote.

5 The 6 voting members of the board shall be appointed  
6 by the Governor and their terms shall be for 3 years.  
7 None of them may be eligible to serve more than 3  
8 consecutive 3-year terms or to serve more than 9  
9 years consecutively, provided that for this purpose  
10 only a period actually served which exceeds 1/2 of  
11 the 3-year term shall be deemed a full term. Upon  
12 expiration of a member's term, he shall serve until  
13 his successor is qualified and appointed. The  
14 successor's term shall be 3 years from the date of  
15 the expiration, regardless of the date of his ap-  
16 pointment. The cosmetologist members shall at all  
17 times be registered cosmetologists and shall be ac-  
18 tively engaged in the practice during their member-  
19 ship on the board. A board member may be removed by  
20 the Governor for cause.

21 Any vacancy in the board shall be filled by the ap-  
22 pointment by the Governor of a person, qualified as  
23 was the board member being replaced, to hold office  
24 during the unexpired term of the member whose place  
25 is thus filled.

26 No person operating or employed by a school of cosme-  
27 tology may be appointed as a member of the board. If  
28 any member of the board, after appointment, shall be-  
29 come affiliated in any way with any such school, that  
30 person's membership on the board shall immediately  
31 terminate and the unexpired term of that member shall  
32 be filled by the Governor.

33 Sec. 208. 32 MRSA §1601, sub-§4, as enacted by  
34 PL 1977, c. 398, §10, is amended to read:

35 4. Compensation. The members of the board shall  
36 receive as compensation for their services \$35 per  
37 day for no more than 18 days per calendar year be  
38 compensated according to the provisions of Title 5,  
39 chapter 379 for no more than 18 meetings per calendar  
40 year, or, in the case of the chairman, for no more  
41 than 25 days per calendar year, and in addition  
42 thereto all necessary expenses incurred in the dis-



1 charge of their duties whether or not compensated for  
2 said services. Expenses as related to duties out of  
3 the State shall be reimbursable for no more than 5  
4 calendar days per calendar year unless approved in  
5 advance by the Governor.

6 Sec. 209. 32 MRSA §1658, sub-§1, as repealed and  
7 replaced by PL 1975, c. 463, §3, is amended to read:

8 1. Board. "Board" ~~shall mean~~ means the Board of  
9 Hearing Aid Dealers and Fitters, as established by  
10 Title 5, section 12004, subsection 1.

11 Sec. 210. 32 MRSA §1660-A, sub-§1, as repealed  
12 and replaced by PL 1981, c. 703, Pt. A, §72, is  
13 amended to read:

14 1. Board. ~~There shall be established a~~ The Board  
15 of Hearing Aid Dealers and Fitters is established by  
16 Title 5, section 12004, subsection 1.

17 Sec. 211. 32 MRSA §1660-A, sub-§4, as enacted by  
18 PL 1975, c. 465, §3, is repealed and the following  
19 enacted in its place:

20 4. Compensation. Members of the board shall be  
21 compensated according to the provisions of Title 5,  
22 chapter 379.

23 Sec. 212. 32 MRSA §1671, first ¶, as repealed  
24 and replaced by PL 1983, c. 413, §90, is amended to  
25 read:

26 The State Board of Registration for Land Survey-  
27 ors, as established by Title 5, section 12004, sub-  
28 section 1, shall administer this chapter. The board  
29 shall consist of 6 members appointed by the Governor,  
30 of which 5 shall be land surveyors who have the qual-  
31 ifications required by section 1672 and one shall be  
32 a representative of the public.

33 Sec. 213. 32 MRSA §1673, as enacted by PL 1967,  
34 c. 423, §1, is repealed and the following enacted in  
35 its place:

36 §1673. Compensation and expenses

1           Each member shall be compensated according to the  
2 provisions of Title 5, chapter 379.

3           Sec. 214. 32 MRSA §2001, first ¶, as amended by  
4 PL 1983, c. 553, §46, is further amended to read:

5           The Arborist Examining Board, as established by  
6 Title 5, section 12004, subsection 1, within the De-  
7 partment of Business, Occupational and Professional  
8 Regulation and called "the board," shall administer  
9 this chapter and shall consist of 6 members. The  
10 Governor shall appoint 4 members as follows: Two mem-  
11 bers shall be licensed commercial arborists, each of  
12 whom shall have been continuously engaged in practice  
13 as licensed commercial arborists for a period of 10  
14 years prior to his appointment; one member shall be a  
15 plant pathologist who is either on the state or Uni-  
16 versity of Maine staff and part of whose work is con-  
17 cerned with trees; and one member shall be a repre-  
18 sentative of the public. The remaining 2 members  
19 shall be selected by the Director of the Bureau of  
20 Forestry from the Bureau of Forestry and shall be ex  
21 officio members.

22           Sec. 215. 32 MRSA §2001, last ¶, as repealed and  
23 replaced by PL 1983, c. 413, §103, is repealed and  
24 the following enacted in its place:

25           Board members shall be compensated according to  
26 the provisions of Title 5, chapter 379.

27           Sec. 216. 32 MRSA §2151, first ¶, as repealed  
28 and replaced by PL 1983, c. 176, Pt. A, §12, is  
29 amended to read:

30           A State Board of Nursing, as ~~created in this~~  
31 section established by Title 5, section 12004, sub-  
32 section 1, shall consist of 7 members who shall be  
33 appointed by the Governor. Five members of the board  
34 shall be professional nurses, one of whom shall be  
35 active in practical nurse education or in a school of  
36 practical nursing at the time of appointment. One  
37 member shall be a licensed practical nurse. One mem-  
38 ber shall be a representative of the public. Except  
39 to fill vacancies in unexpired terms, all appoint-  
40 ments shall be for a term of 5 years after such ap-  
41 pointment or until their successors have been duly

1 appointed and qualified. No person may be eligible  
2 for more than one reappointment. Any public member  
3 vacancy on the board shall be filled for the unex-  
4 pired term by the appointment of another public mem-  
5 ber by the Governor.

6 Sec. 217. 32 MRSA §2155, as repealed and re-  
7 placed by PL 1979, c. 39, is amended to read:

8 §2155. Compensation

9 The members of the board shall ~~receive \$50 per~~  
10 ~~day and actual necessary expenses incurred while in~~  
11 ~~performance of their official duties~~ be compensated  
12 according to the provisions of Title 5, chapter 379.

13 Sec. 218. 32 MRSA §2351, first ¶, as amended by  
14 PL 1983, c. 553, §36, is further amended to read:

15 An Oil and Solid Fuel Board, as established by  
16 Title 5, section 12004, subsection 1, and in this  
17 chapter called the "board," shall consist of the Com-  
18 missioner of Business Regulation or a representative  
19 appointed by the commissioner, the Commissioner of  
20 Public Safety or a representative and 5 other mem-  
21 bers, called in this chapter the "appointive mem-  
22 bers," who shall be appointed by the Governor.

23 Sec. 219. 32 MRSA §2351, 6th ¶, as repealed and  
24 replaced by PL 1973, c. 384, is repealed and the  
25 following enacted in its place:

26 The members of the board shall be compensated ac-  
27 ording to the provisions of Title 5, chapter 379.

28 Sec. 220. 32 MRSA §2415, as amended by PL 1975,  
29 c. 771, §354, is further amended to read:

30 §2415. Appointment; tenure; vacancies; removal

31 The State Board of Optometry, as ~~heretofore~~ es-  
32 ~~tablished by Title 5, section 12004, subsection 1,~~  
33 ~~and hereinafter~~ in this chapter called the "board,"  
34 shall consist of 6 persons appointed by the Governor.  
35 Five of such persons shall have been resident optome-  
36 trists engaged in the actual practice of optometry in  
37 this State for a period of at least 5 years prior to

1 their appointment and one of such persons shall be a  
2 consumer member who shall be a resident of this State  
3 and shall have no pecuniary interest in optometry or  
4 in the merchandising of optical products. They shall  
5 be appointed for terms as the terms of the present  
6 members expire, so that eventually the term of one  
7 member shall expire each year and each shall hold of-  
8 fice for a term of 5 years and until his successor is  
9 appointed and qualified. Any vacancy in said board  
10 shall be filled by the appointment of a person, qual-  
11 ified as aforesaid, to hold office during the unex-  
12 pired term of the member whose place he fills. Any  
13 member of said board may be removed from office for  
14 cause by the Governor. The board shall have a common  
15 seal.

16 Sec. 221. 32 MRSA §2416, 2nd ¶, as enacted by PL  
17 1973, c. 788, §156, is amended to read:

18 The members of the board shall each receive \$25  
19 for each day actually engaged in the duties of his  
20 office, and actual expenses incurred in connection  
21 therewith be compensated according to the provisions  
22 of Title 5, chapter 379, except that the secretary of  
23 said board shall receive an annual salary of \$500.  
24 Any year in which the income of the board, from exam-  
25 ination fees and annual license fees collected under  
26 this chapter, plus any unexpended balances on hand,  
27 is not sufficient to pay members of the board, avail-  
28 able funds shall be prorated, except that the  
29 secretary's compensation shall have prior claim to  
30 available funds.

31 Sec. 222. 32 MRSA §2561, as amended by PL 1975,  
32 c. 771, §§355 and 356, is further amended to read:

33 §2561. Membership; qualifications; tenure; vacancies

34 The Board of Osteopathic Examination and Regis-  
35 tration, as heretofore established by Title 5, sec-  
36 tion 12004, subsection 1, and in this chapter called  
37 the "board," shall consist of 6 persons appointed by  
38 the Governor. Said persons shall be residents of this  
39 State. Five of said persons shall be graduates of a  
40 legally chartered college of osteopathic medicine or  
41 university having the power to confer degrees in  
42 osteopathic medicine and shall have been at the time

1 of their appointment actively engaged in the practice  
2 of their profession in Maine for a period of at least  
3 5 years, and one of said persons shall be a represen-  
4 tative of the public. Each appointment shall be for  
5 a period of 5 years as the terms of the present mem-  
6 bers expire. Any vacancy in said board caused by  
7 death, resignation or for any other cause, except  
8 completion of a full term of service, shall be filled  
9 by the appointment of a person qualified as was the  
10 member whose place he fills to hold office during the  
11 unexpired term of such member. Any member of said  
12 board may be removed from office, for cause, by the  
13 Governor. Members of the board on October 4, 1973  
14 shall continue in officeto the date of expiration of  
15 their current terms.

16 Sec. 223. 32 MRSA §2562, 2nd ¶, as enacted by PL  
17 1973, c. 374, §1, is amended to read:

18 Each member of the board shall receive \$50 per  
19 day, ~~or any part thereof,~~ plus necessary expenses in-  
20 ~~curring in the discharge of his duties be compensated~~  
21 according to the provisions of Title 5, chapter 379.  
22 All requisitions for payment of money shall be signed  
23 by the chairman and the secretary of said board. If  
24 the fees to be collected under any of the provisions  
25 of this chapter are insufficient to pay the salaries  
26 and expenses provided by this section, the members of  
27 said board shall be entitled to only a pro rata pay-  
28 ment for salary in any years in which such fees are  
29 insufficient.

30 Sec. 224. 32 MRSA §2851, first ¶, as amended by  
31 PL 1983, c. 47, is further amended to read:

32 A Board of Commissioners of the Profession of  
33 Pharmacy, as ~~heretofore~~ established by Title 5, sec-  
34 tion 12004, subsection 1, and in this chapter called  
35 the "board," shall consist of 5 pharmacists all of  
36 whom shall be residents of this State and actually  
37 engaged in the practice of their profession, and one  
38 representative of the public, who shall be appointed  
39 and may be removed for cause by the Governor. At  
40 least one of the 5 pharmacists on the board shall be,  
41 at the time of appointment, actively engaged in the  
42 practice of hospital pharmacy, one member shall be  
43 actively engaged in the practice of chain pharmacy,

1 and one member shall be actively engaged in the prac-  
2 tice of pharmacy other than hospital or chain pharma-  
3 cy. Chain pharmacy shall be defined as retail pharma-  
4 cy practiced in a group of at least 4 pharmacies of  
5 common ownership which are located within the State.  
6 The public representative commissioner shall hold of-  
7 fice for 5 years from the first day of December of  
8 the year in which he is appointed or until his suc-  
9 cessor is appointed and qualified. The terms of of-  
10 fice of the pharmacist commissioners shall be so ar-  
11 ranged that one pharmacist member of that board shall  
12 be appointed annually as the terms of the present  
13 members expire, to hold office for 5 years from the  
14 first day of December in each year or until his suc-  
15 cessor is appointed and qualified. Vacancies shall be  
16 filled by appointment for the unexpired term. No  
17 pharmacist may be appointed to serve as a commis-  
18 sioner unless he has had at least 5 years' experience in  
19 Maine in the practice of pharmacy as a registered  
20 pharmacist prior to his appointment. At least 3 com-  
21 missioners serving on the board shall possess a de-  
22 gree in pharmacy from an accredited college of phar-  
23 macy. The board shall have power:

24 Sec. 225. 32 MRSA §2851, last ¶, as amended by  
25 PL 1967, c. 390, §16, is further amended to read:

26 The members of the board shall each receive as  
27 compensation for their services \$25 per day for the  
28 time actually spent and their necessary expenses in-  
29 curred in the discharge of their duties be compen-  
30 sated according to the provisions of Title 5, chapter  
31 379. The secretary of the board shall certify to the  
32 accounts. The secretary of the board shall be the  
33 treasurer thereof and shall receive all fees, charges  
34 and assessments payable to the board, and account for  
35 and pay over the same according to law.

36 Sec. 226. 32 MRSA §3112, first ¶, as amended by  
37 PL 1981, c. 501, §61, is repealed and the following  
38 enacted in its place:

39 The Board of Examiners in Physical Therapy, as  
40 established by Title 5, section 12004, subsection 1,  
41 and within the Department of Business, Occupational  
42 and Professional Regulation, shall consist of 2 phys-  
43 ical therapists, one physical therapist assistant,

1 one physician and one public member.

2 Sec. 227. 32 MRSA §3112, sub-§2, as repealed and  
3 replaced by PL 1983, c. 413, §127, is amended to  
4 read:

5 2. Meetings. The board shall meet at least once  
6 a year to conduct its business and to elect a chair-  
7 man and a secretary who shall serve for 2 years. Ad-  
8 ditional meetings shall be held as necessary to con-  
9 duct the business of the board, and may be convened  
10 at the call of the chairman or a majority of the  
11 board members. The board shall keep such records and  
12 minutes as are necessary to the ordinary dispatch of  
13 its functions. Members of the board shall receive  
14 \$25 for every day actually spent in the performance  
15 of the duties imposed upon them by this chapter and  
16 necessary traveling and hotel expenses actually  
17 incurred be compensated according to the provisions  
18 of Title 5, chapter 379.

19 Sec. 228. 32 MRSA §3263, as amended by PL 1983,  
20 c. 176, §16, is further amended to read:

21 §3263. Appointment; vacancies; compensation

22 The Board of Registration in Medicine, as estab-  
23 lished by Title 5, section 12004, subsection 1, and  
24 in this chapter called the "board," shall consist of  
25 9 persons who are residents of this State, appointed  
26 by the Governor. Two persons shall be representa-  
27 tives of the public. Seven persons shall be gradu-  
28 ates of a legally chartered medical college or uni-  
29 versity having authority to confer degrees in medi-  
30 cine and shall have been actively engaged in the  
31 practice of their profession in this State for a con-  
32 tinuous period of 5 years preceding their appoint-  
33 ments to the board. Three persons, qualified as  
34 aforesaid, including at most one public representa-  
35 tive, shall be appointed members of the board on or  
36 before July 1st of every uneven-numbered year, each  
37 to hold office for 6 years from July 1st following  
38 his appointment. Any vacancy in the board shall be  
39 filled by the appointment of a person, qualified as  
40 was the member whose place he fills, to hold office  
41 during the unexpired term of that member. Any member  
42 of the board may be removed from office for cause by

1 the Governor.

2 Members of said board shall receive annual sala-  
3 ries of \$1,250 each, except the chairman, who shall  
4 receive \$1,500 a year, and the secretary, who shall  
5 receive \$7,500 be compensated according to the provi-  
6 sions of Title 5, chapter 379. In addition, each  
7 member shall receive necessary traveling expenses in  
8 attending the meetings of the board and meetings au-  
9 thorized by the board. Extra compensation for each  
10 day actually spent in an investigation or prosecution  
11 of complaints and cases under this chapter shall be  
12 allowed to each member of the board actually engaged  
13 therein, in addition to the aforementioned traveling  
14 expenses. If the fees to be collected under any of  
15 the provisions of this chapter are insufficient to  
16 pay the salaries and expenses provided by this sec-  
17 tion, the members of said board shall be entitled to  
18 only a pro rata payment for salary in any years in  
19 which such fees are insufficient.

20 Sec. 229. 32 MRSA §3401, as amended by PL 1983,  
21 c. 553, §39, is further amended to read:

22 §3401. Membership; vacancies; removal; compensation

23 A Plumbers' Examining Board, as established by  
24 Title 5, section 12004, subsection 1, shall consist  
25 of 3 members, who shall be appointed by the Governor.  
26 One of the members shall be a representative of the  
27 public, one shall be a master plumber as defined in  
28 section 3301, and one shall be a journeyman plumber  
29 as defined in section 3301, and who has been engaged  
30 in the business of plumbing for at least 2 years.  
31 Members shall be appointed for terms of 2 years, with  
32 no person being eligible to serve more than 4 full  
33 consecutive terms, provided that for this purpose on-  
34 ly a period actually served which exceeds 1/2 of the  
35 2-year term shall be deemed a full term. Upon expi-  
36 ration of a member's term, he shall serve until his  
37 successor is qualified and appointed. The  
38 successor's terms shall be 2 years from the date of  
39 the expiration, regardless of the date of his ap-  
40 pointment. Any vacancy in the board caused by  
41 death, resignation or removal of any member shall be  
42 filled by the appointment of a person qualified, to  
43 hold office during the unexpired term of the member



1 whose place is thus filled. Any member of the board  
2 may be removed from office for cause, by the Govern-  
3 nor. The members of the board shall each be allowed  
4 the sum of \$35 per day and their necessary traveling  
5 expenses for actual attendance upon any examination  
6 of candidates for license and for any necessary  
7 hearings compensated according to the provisions of  
8 Title 5, chapter 379. The board may examine and li-  
9 cense plumbers.

10 Sec. 230. 32 MRSA §3601, as amended by PL 1983,  
11 c. 176, Pt. A, §18, is further amended to read:

12 §3601. Appointment

13 The Board of Examiners of Podiatrists, as  
14 appointed established in Title 5, section 12004, sub-  
15 section 1, and in this chapter called the "examin-  
16 ers," "board," shall be 2 members of the Board of  
17 Registration in Medicine together with 2 podiatrists  
18 and a representative of the public appointed by the  
19 Governor. One of the examiners members shall be cho-  
20 sen by a majority of the examiners members to act as  
21 chairman of the examiners board for a term of 2 years  
22 and the secretary-treasurer of the Board of Registra-  
23 tion in Medicine shall act as secretary-treasurer of  
24 the examiners board. The podiatrists appointed by the  
25 Governor shall be appointed for a term of 4 years  
26 from nominations submitted by the Podiatry Associa-  
27 tion of Maine and by other organizations and individ-  
28 uals, except that the first appointment of the new  
29 member shall be for a term of 2 years. The podia-  
30 trists selected shall at the time of their appoint-  
31 ment have been actively engaged in the practice of  
32 podiatry for a period of at least 2 years. The rep-  
33 resentative of the public shall be appointed for a  
34 term of 4 years.

35 Sec. 231. 32 MRSA §3602, as amended by PL 1979,  
36 c. 61, §2, is further amended to read:

37 §3602. Meetings; officers; records

38 The examiners board shall hold regular meetings,  
39 one in March, one in July and one in November and  
40 such additional meetings at such times and places as  
41 the said examiners board may determine. One of the

1 examiners members shall be chosen by a majority of  
2 the examiners board to act as chairman of the  
3 examiners board for a term of 2 years. The secretary  
4 and treasurer of the Board of Registration in Medi-  
5 cine shall act as secretary and treasurer of the  
6 examiners board and shall keep a record of the pro-  
7 ceedings of said examiners the board, which record  
8 shall include, among other things, a record of all  
9 money received and disbursed, a list of all appli-  
10 cants for licenses to practice podiatry and the fact  
11 of whether the applicant was granted or denied a li-  
12 cense. Said The records shall be filed in the office  
13 of the secretary of the board and shall always be  
14 open to inspection during regular office hours. Four  
15 members of the examiners board shall constitute a  
16 quorum for the transaction of business but no license  
17 to practice podiatry shall be granted except upon the  
18 affirmative vote of 4 members of said examiners the  
19 board.

20 Sec. 232. 32 MRSA §3603, as amended by PL 1975,  
21 c. 575, §42, is further amended to read:

22 §3603. Compensation; disposition of fees

23 The treasurer of the examiners board shall re-  
24 ceive all fees, charges and assessments payable to  
25 said examiners the board and account for and pay over  
26 the same these according to law. Members of the Board  
27 of Registration in Medicine, the secretary of said  
28 the board, the podiatrists and the public member ap-  
29 pointed by the Governor, as provided in section 3601,  
30 shall each receive \$25 for every day actually spent  
31 in the performance of the duties imposed upon them by  
32 this chapter; and in addition thereto necessary  
33 traveling and hotel expenses actually incurred; to be  
34 compensated according to the provisions of Title 5,  
35 chapter 379, and all expenses shall be certified by  
36 the chairman and secretary.

37 Sec. 233. 32 MRSA §3821, as amended by PL 1983,  
38 c. 413, §148, is further amended to read:

39 §3821. Membership; terms; vacancies

40 The State Board of Examiners of Psychologists, as  
41 established by Title 5, section 12004, subsection 1,

1 and called the "board," shall consist of 6 members  
2 who shall be appointed by the Governor to serve a  
3 term of 5 years. One member of the board shall be a  
4 representative of the public. Five members of the  
5 board shall be licensed psychologists or psychologi-  
6 cal examiners. Any vacancy occurring on the board  
7 shall be filled by the Governor for the unexpired  
8 term by a person qualified and selected as was the  
9 member he is replacing. No person may be eligible to  
10 serve more than 2 full consecutive terms, provided  
11 that for this purpose only a period actually served  
12 which exceeds 1/2 of the 5-year term shall be deemed  
13 a full term. Upon expiration of a member's term, he  
14 shall serve until his successor is qualified and ap-  
15 pointed. The successor's term shall be 5 years from  
16 the date of that expiration, regardless of the date  
17 of his appointment. Prior to the filling of any va-  
18 cancies of professional members, the Governor shall  
19 solicit recommendations. A board member may be re-  
20 moved by the Governor for cause.

21 Sec. 234. 32 MRSA §3822, as amended by PL 1983,  
22 c. 413, §149, is further amended to read:

23 §3822. Meetings; organizations

24 The board shall meet at least once a year to con-  
25 duct its business and to elect a chairman, secretary  
26 and treasurer. Additional meetings shall be held as  
27 necessary to conduct the business of the board, and  
28 may be convened at the call of the chairman or a ma-  
29 jority of the board members. Each member shall re-  
30 ~~ceive all ordinary expenses incident to holding~~  
31 meetings be compensated according to the provisions  
32 of Title 5, chapter 379, provided that the expense  
33 shall not exceed the fees collected by the board.  
34 Four members of the board shall at all times consti-  
35 tute a quorum. The board shall keep such records and  
36 minutes as are necessary to the ordinary dispatch of  
37 its functions.

38 Sec. 235. 32 MRSA §3971, as amended by PL 1983,  
39 c. 413, §160, is further amended to read:

40 §3971. Appointment

41 The Board of Accountancy, as established by Title

1 5, section 12004, subsection 1, shall consist of 7  
2 members appointed by the Governor. Each member of  
3 the board shall be a citizen of the United States and  
4 a resident of this State. Three members shall be per-  
5 sons registered in accordance with subchapter III and  
6 whose principal occupation has been in active prac-  
7 tice as a certified public accountant for at least  
8 the 5 preceding years. Three members shall be persons  
9 registered in accordance with subchapter IV and whose  
10 principal occupation has been in active practice as a  
11 noncertified public accountant for at least the 5  
12 preceding years. One member of the board shall be a  
13 representative of the public. Appointments shall be  
14 for 3-year terms, except that the terms of 2 members  
15 other than the public member shall expire each calen-  
16 dar year and appointments of less than 3 years may be  
17 made in order to comply with this limitation. Any va-  
18 cancy occurring during a term shall be filled by ap-  
19 pointment for the unexpired term. Upon the expiration  
20 of his term of office, a member shall continue to  
21 serve until his successor shall have been appointed  
22 and shall have qualified, and the successor's term  
23 shall be 3 years from the date of the expiration, re-  
24 gardless of the date of his appointment. No person  
25 may be eligible to serve more than 3 full consecutive  
26 terms, provided that for this purpose only a period  
27 actually served which exceeds 1/2 of the 3-year term  
28 shall be deemed a full term. The Governor shall re-  
29 move from the board any member whose permit to prac-  
30 tice has become void, revoked or suspended, and may,  
31 after hearing, remove any member of the board for  
32 cause.

33 Sec. 236. 32 MRSA §3972, first ¶, as repealed  
34 and replaced by PL 1983, c. 413, §161, is amended to  
35 read:

36 The board shall meet at least once a year to con-  
37 duct its business and elect its officers. Additional  
38 meetings shall be held as necessary to conduct the  
39 business of the board, and may be convened at the  
40 call of the chairman or a majority of the board mem-  
41 bers. Annually, the members shall elect from their  
42 number a chairman, a secretary who shall be a certi-  
43 fied public accountant and a treasurer. The offices  
44 of secretary and treasurer may be held by the same  
45 person. The board may adopt a seal. Four members

1 shall constitute a quorum for the transaction of  
2 business. All fees and other moneys collected by  
3 the board shall be promptly transmitted by the trea-  
4 surer of the board to the Treasurer of State, togeth-  
5 er with an account of these receipts. The moneys are  
6 to be used only for expenses of the board upon requi-  
7 sition drawn on the State Controller. Each member of  
8 the board shall receive \$10 per hour and his neces-  
9 sary expenses, while engaged in the discharge of his  
10 official duties. Travel expense reimbursement shall  
11 not exceed the rate paid to state employees be com-  
12 pensated according to Title 5, chapter 379. If re-  
13 cepts of the board are not sufficient to cover all  
14 expenses and compensation of the board, the board may  
15 reduce equitably the compensation of its individual  
16 members.

17 Sec. 237. 32 MRSA §4051-A, sub-§1, as repealed  
18 and replaced by PL 1983, c. 511, is amended to read:

19 1. Real Estate Commission composition. There is  
20 created the The Real Estate Commission, established  
21 by Title 5, section 12004, subsection 1, shall in  
22 this chapter be referred to as the "commission." The  
23 commission shall consist of 4 industry members and  
24 one public member, as provided in this section.

25 Sec. 238. 32 MRSA §4052, as repealed and re-  
26 placed by PL 1975, c. 767, §52, is amended to read:

27 §4052. Compensation

28 Each member of the commission appointed by the  
29 Governor shall receive as full compensation for each  
30 day actually spent on the work of that commission the  
31 sum of \$40 and his actual and necessary expenses in-  
32 curred in the performance of duties pertaining to his  
33 office be compensated according to the provisions of  
34 Title 5, chapter 379.

35 Sec. 239. 32 MRSA §4115-B, first ¶, as enacted  
36 by PL 1979, c. 196, §2, is amended to read:

37 Each biennial licensing period, actively licensed  
38 real estate brokers and real estate salesmen shall  
39 attend 12 clock hours of real estate oriented educa-  
40 tional programs, approved by the Continuing Education

1 Committee, as authorized by Title 5, section 12004,  
2 subsection 10, appointed by the commission. The com-  
3 mittee shall consist of one member of the commission,  
4 one member from the field of education, one member  
5 representing the public and 4 licensees, each repre-  
6 senting a different geographical area of the State,  
7 at least one of whom shall not belong to a profes-  
8 sional real estate trade association. Members shall  
9 be appointed for staggered 3-year terms, except the  
10 commission member who shall be appointed annually.

11 Sec. 240. 32 MRSA §4152, first ¶, as repealed  
12 and replaced by PL 1979, c. 731, §15, is amended to  
13 read:

14 The Maine Sardine Council, as established by Ti-  
15 tle 36, ~~section 4693~~ 5, section 12004, subsection 9,  
16 shall meet with the commissioner at regular intervals  
17 to be determined by it and more often if called by  
18 the commissioner.

19 Sec. 241. 32 MRSA §4854, as amended by PL 1976,  
20 c. 731, §19, is further amended to read:

21 §4854. State Board of Veterinary Medicine

22 There is established in the Department of Agri-  
23 culture a The State Board of Veterinary Medicine,  
24 which as established by Title 5, section 12004, sub-  
25 section 1, within the Department of Agriculture, Food  
26 and Rural Resources, shall consist of 6 members, ap-  
27 pointed by the Commissioner of Agriculture, Food and  
28 Rural Resources, 5 of whom shall be licensed Maine  
29 veterinarians who are residents of this State, gradu-  
30 ates of a veterinary school and who have been li-  
31 censed to practice veterinary medicine in Maine for  
32 the 5 years preceding their appointment and one mem-  
33 ber who shall be a representative of the public. At  
34 least 30 days before the appointment of any licensed  
35 Maine veterinarian to the board, the State Veterinary  
36 Medical Association shall forward to the commissioner  
37 for his consideration the names of 3 or more quali-  
38 fied veterinarians. The term of office of each  
39 present member of the board shall expire as now pro-  
40 vided. One new member to be appointed to the board  
41 shall serve a 3-year term. One new member to be ap-

1 pointed to the board shall serve a 4-year term. The  
2 public member to be appointed to the board shall  
3 serve a 5-year term. Thereafter, all members shall  
4 be appointed for 5-year terms. No person shall serve  
5 2 consecutive 5-year terms, but a person appointed  
6 for a term of less than 5 years may succeed himself.  
7 No person may serve on the board who is, or has been  
8 during the 2 years preceding his appointment, a  
9 trustee or a member of the faculty or advisory board  
10 of a veterinary school.

11 Sec. 242. 32 MRSA §4858, as enacted by PL 1975,  
12 c. 477, §4, is repealed and the following enacted in  
13 its place:

14 §4858. Expenses

15 Members of the board shall be compensated accord-  
16 ing to the provisions of Title 5, chapter 379. Ex-  
17 penses shall be paid by vouchers approved by the com-  
18 missioner.

19 Sec. 243. 32 MRSA §4907, first ¶, as amended by  
20 PL 1983, c. 553, §46, is further amended to read:

21 The State Board of Certification for Geologists  
22 and Soil Scientists ~~is created and~~ as established by  
23 Title 5, section 12004, subsection 1, shall adminis-  
24 ter this chapter and its office shall be within the  
25 Department of Business, Occupational and Professional  
26 Regulation. The board shall consist of 7 members, 5  
27 of whom shall be appointed by the Governor from the  
28 following categories: One academic geologist; one in-  
29 dependent consultant or salaried geologist; one inde-  
30 pendent consultant or salaried soil scientist; one  
31 other soil scientist and a representative of the pub-  
32 lic. The 6th and 7th members shall be the State Soil  
33 Scientist with the Maine Soil and Water Conservation  
34 Commission, ex officio, and the State Geologist or  
35 his designee, who shall be a geologist employed in  
36 State Government, ex officio. No person, except the  
37 representative of the public, shall be eligible for  
38 appointment to the board unless certified under this  
39 chapter.

40 Sec. 244. 32 MRSA §4907, sub-§3, as enacted by  
41 PL 1973, c. 558, §1, is repealed and the following

1 enacted in its place:

2 3. Compensation. Each member of the board shall  
3 be compensated according to the provisions of Title  
4 5, chapter 379.

5 Sec. 245. 32 MRSA §5004, as amended by PL 1983,  
6 c. 553, §46, is further amended to read:

7 §5004. State Board of Registration

8 A State Board of Registration for Professional  
9 Foresters ~~is established~~ within the Department of  
10 Business, Occupational and Professional Regulation,  
11 ~~to~~ as established by Title 5, section 12004, subsec-  
12 tion 1, shall administer the provisions of this chap-  
13 ter. The board shall consist of 5 professional for-  
14 esters and one public member who shall be selected  
15 and appointed by the Governor, and the forester mem-  
16 bers shall be qualified as required by section 5005.  
17 Appointments shall be for 5-year terms, except that  
18 no more than one forester member's term may expire in  
19 any one calendar year and appointments for terms of  
20 less than 5 years may be made in order to comply with  
21 this limitation. Upon expiration of a member's term,  
22 he shall serve until his successor is qualified and  
23 appointed. The successor's term shall be 4 years  
24 from the date of the expiration, regardless of the  
25 date of his appointment. No person may be eligible  
26 to serve more than 2 full consecutive terms, provided  
27 that for this purpose only a period actually served  
28 which exceeds 1/2 of the 5-year term shall be deemed  
29 a full term.

30 Sec. 246. 32 MRSA §5006, as enacted by PL 1975,  
31 c. 490, is repealed and the following enacted in its  
32 place:

33 §5006. Compensation and expenses of board members

34 Members of the board shall be compensated accord-  
35 ing to the provisions of Title 5, chapter 379.

36 Sec. 247. 32 MRSA §6010, first ¶, as repealed  
37 and replaced by PL 1983, c. 413, §197, is amended to  
38 read:



1           The Board of Examiners on Speech Pathology and  
2 Audiology, as established by Title 5, section 12004,  
3 subsection 1, shall consist of 7 members appointed by  
4 the Governor. All members shall have been residents  
5 of this State for at least one year immediately pre-  
6 ceding their appointment. Two members shall have  
7 been engaged full time in the practice of speech pa-  
8 thology for at least one year immediately preceding  
9 their appointment. Two members shall have been en-  
10 gaged full time in the practice of audiology for at  
11 least one year immediately preceding their appoint-  
12 ment. All such professional members shall at all  
13 times be holders of valid licenses for the practice  
14 of speech pathology or audiology. The additional  
15 members shall consist of a physician, licensed pursu-  
16 ant to chapter 48, with specialized training in the  
17 field of otolaryngology and of 2 representatives of  
18 the public.

19           Sec. 248. 32 MRSA §6012, as enacted by PL 1975,  
20 c. 705, §4, is repealed and the following enacted in  
21 its place:

22       §6012. Expenses

23           Members of the board shall be compensated accord-  
24 ing to the provisions of Title 5, chapter 379.

25           Sec. 249. 32 MRSA §6201, as amended by PL 1983,  
26 c. 553, §46, is further amended to read:

27       §6201. Board of Registration of Substance Abuse  
28       Counselors

29           ~~There is created and established the~~ The Board of  
30 Registration of Substance Abuse Counselors within the  
31 Department of Business, Occupational and Professional  
32 Regulation ~~to~~ as established by Title 5, section  
33 12004, subsection 1, shall carry out the purposes of  
34 this chapter.

35           Sec. 250. 32 MRSA §6208-A, sub-§1, as enacted by  
36 PL 1983, c. 413, §211, is amended to read:

37           1. Membership. The Board of Registration of  
38 Substance Abuse Counselors, as established by Title  
39 5, section 12004, subsection 1, shall consist of 9

1 members appointed by the Governor. Seven members  
2 shall be registered substance abuse counselors. Two  
3 members shall be nonproviders, one of whom shall be a  
4 consumer.

5 Sec. 251. 32 MRSA §6211, as enacted by PL 1977,  
6 c. 466, §2, is amended to read:

7 §6211. Compensation

8 Members of the board shall ~~receive no compensa-~~  
9 ~~tion for their services as members of the board, but~~  
10 ~~they shall be reimbursed for reasonable travel and~~  
11 ~~incidental expenses incurred in carrying out this~~  
12 ~~chapter, provided that such be compensated according~~  
13 ~~to the provisions of Title 5, chapter 379, provided~~  
14 ~~that expenses do not exceed the fees collected by the~~  
15 ~~board. If the fees to be collected under this chapter~~  
16 ~~are insufficient to pay the expenses provided by this~~  
17 ~~section, the board members shall be entitled to a pro~~  
18 ~~rata payment in any years in which such fees are in-~~  
19 ~~sufficient.~~

20 Sec. 252. 32 MRSA §7026, first ¶, as amended by  
21 PL 1983, c. 553, §46, is further amended to read:

22 The State Board of Social Worker Registration, as  
23 established ~~in~~ by Title 5, section 12004, subsection  
24 1, and within the Department of Business, Occupation-  
25 al and Professional Regulation, shall administer this  
26 chapter. The board shall consist of 8 members ap-  
27 pointed by the Governor. Four members of the board  
28 shall be certified social workers, 2 shall be regis-  
29 tered social workers, one shall be an associate so-  
30 cial worker and there shall be a public member. In  
31 addition, board members shall meet the qualifications  
32 required under section 7027.

33 Sec. 253. 32 MRSA §7028, as enacted by PL 1977,  
34 c. 673, §3, is repealed and the following enacted in  
35 its place:

36 §7028. Compensation and expenses

37 Compensation of members shall be in accordance  
38 with the provisions of Title 5, chapter 379.

1           Sec. 254. 32 MRSA §9552, first ¶, as repealed  
2 and replaced by PL 1983, c. 413, §232, is amended to  
3 read:

4           The Board of Commercial Driver Education, as es-  
5 tablished by Title 5, section 12004, subsection 1,  
6 shall administer this chapter and shall be composed  
7 of 5 members. The Governor shall appoint 4 members,  
8 as follows: Two members shall be representatives of  
9 Class A schools, as defined in section 9601; one  
10 shall be a representative of Class B schools, as de-  
11 fined in section 9601; and one member shall be a  
12 public representative. The 5th member shall be the  
13 Director of the Division of Motor Vehicles or his  
14 designee. The term of office of each member shall be  
15 4 years, except that, of the 3 school members on the  
16 first board appointed under this subchapter, one  
17 shall be appointed for 2 years and one shall be ap-  
18 pointed for 3 years. Thereafter appointments shall  
19 be for 4-year terms, except that no more than one  
20 school member's term may expire in any one calendar  
21 year and appointments for terms of less than 4 years  
22 may be made in order to comply with this limitation.

23           Sec. 255. 32 MRSA §9554, as enacted by PL 1981,  
24 c. 456, Pt. A, §113, is repealed and the following  
25 enacted in its place:

26           §9554. Compensation and expenses of board members

27           Members of the board shall be compensated accord-  
28 ing to the provisions of Title 5, chapter 379, except  
29 that the public members shall be compensated for no  
30 more than 4 days per calendar year.

31           Sec. 256. 34-A MRSA §1204, first ¶, as enacted  
32 by PL 1983, c. 459, §6, is amended to read:

33           There is established the The Maine Correctional  
34 Advisory Commission, as established by Title 5, sec-  
35 tion 12004, subsection 10, is within the department.

36           Sec. 257. 34-A MRSA §1204, sub-§4. ¶A, as re-  
37 pealed and replaced by PL 1983, c. 581, §§8 and 59,  
38 is repealed and the following enacted in its place:

39           A. Each member of the commission shall be com-

1            compensated according to the provisions of Title 5,  
2            chapter 379.

3            Sec. 258. 34-A MRSA §3002, sub-§1, as repealed  
4            and replaced by PL 1983, c. 581, §§13 and 59, is  
5            amended to read:

6            1. Appointment. The Governor shall appoint a  
7            board of 5 visitors for each correctional facility  
8            under the department, as authorized by Title 5, sec-  
9            tion 12004, subsection 10.

10           A. The terms of the members of the boards of  
11           visitors are for one year.

12           B. Members of the boards of visitors are eligi-  
13           ble for reappointment at the expiration of their  
14           terms.

15           C. No member of the Legislature may serve on any  
16           board of visitors.

17           D. Each member of the boards of visitors ~~may re-~~  
18           ~~ceive his actual and necessary expenses incurred~~  
19           ~~in the performance of duties pertaining to his~~  
20           ~~office shall be compensated according to the pro-~~  
21           ~~visions of Title 5, chapter 379.~~

22           Sec. 259. 34-A MRSA §5201, first ¶, as enacted  
23           by PL 1983, c. 459, §6, is amended to read:

24           There is established, by Title 5, section 12004,  
25           subsection 8 and within the Department of Correc-  
26           tions, a State Parole Board consisting of 5 members.

27           Sec. 260. 34-A MRSA §5205, as amended by PL  
28           1983, c. 581, §§54 and 59, is further amended to  
29           read:

30           §5205. Expenses

31           The members of the board shall be ~~paid \$50 per~~  
32           ~~day and necessary expenses for each day actually~~  
33           ~~spent in the work of the board compensated according~~  
34           to the provisions of Title 5, chapter 379.

35           Sec. 261. 34-B MRSA §1209, sub-§1, as enacted by

1 PL 1983, c. 459, §7, is amended to read:

2 1. Establishment. The Governor, as authorized  
3 by Title 5, section 12004, subsection 10, with the  
4 advice of the commissioner, shall ~~establish~~ appoint a  
5 Mental Health Advisory Council and appoint its mem-  
6 bership.

7 Sec. 262. 34-B MRSA §1210, first ¶, as enacted  
8 by PL 1983, c. 459, §7, is amended to read:

9 ~~There is established the~~ The Maine Committee on  
10 the Problems of the Mentally Retarded, as established  
11 by Title 5, section 12004, subsection 10, shall be  
12 appointed as follows;

13 Sec. 263. 34-B MRSA §1210, sub-§4, as enacted by  
14 PL 1983, c. 459, §7, is repealed and the following  
15 enacted in its place:

16 4. Compensation. Members of the committee shall  
17 be compensated according to the provisions of Title  
18 5, chapter 379.

19 Sec. 264. 34-B MRSA §1211, sub-§1, as enacted by  
20 PL 1983, c. 459, §7, is amended to read:

21 1. Establishment. The Governor shall establish  
22 a State Planning and Advisory Council on Developmen-  
23 tal Disabilities, as authorized by Title 5, section  
24 12004, subsection 10.

25 Sec. 265. 34-B MRSA §1403, sub-§1, as enacted by  
26 PL 1983, c. 459, §7, is amended to read:

27 1. Appointment. The Governor shall appoint a  
28 board of 5 visitors for each state institution under  
29 the department, as authorized by Title 5, section  
30 12004, subsection 10.

31 A. The term of the visitors is for one year.

32 B. Members of boards of visitors are eligible  
33 for reappointment at the expiration of their  
34 terms.

35 C. No member of the Legislature may serve on any

1 board of visitors.

2 D. Members of boards of visitors are ~~not enti-~~  
3 ~~tled to compensation~~ shall be compensated accord-  
4 ing to the provisions of Title 5, chapter 379.

5 Sec. 266. 36 MRSA §291, first ¶, as amended by  
6 PL 1975, c. 545, §2, is further amended to read:

7 There is established a The Municipal Valuation  
8 Appeals Board, as established by Title 5, section  
9 12004, subsection 2, shall serve as an appeals board  
10 to which a municipality may appeal from the Bureau of  
11 Taxation's determination of equalized valuation or  
12 minimum assessing standards when the municipality  
13 feels aggrieved by such determination.

14 Sec. 267. 36 MRSA §293, as repealed and replaced  
15 by PL 1969, c. 502, §3, is amended to read:

16 §293. Compensation

17 Members of the board shall receive \$50 a day for  
18 their services for the time actually employed in the  
19 discharge of their official duties and shall receive  
20 their traveling and other necessary expenses be com-  
21 pensated according to the provisions of Title 5,  
22 chapter 379. The board may employ such part-time sec-  
23 retarial assistance as they deem necessary for the  
24 proper performance of records keeping pertaining to  
25 the evidence and records of appeals as filed with the  
26 board. There shall be made available in the State Of-  
27 ice Building at Augusta, upon request of the chair-  
28 man of the board, a hearing room with adequate facil-  
29 ities for the purpose of hearing the appeals.

30 Sec. 268. 36 MRSA §486, sub-§1, as amended by PL  
31 1975, c. 765, §7, is further amended to read:

32 1. Organization; meetings. The State Board of  
33 Assessment Review, as established by Title 5, section  
34 12004, subsection 2, shall consist of 15 members ap-  
35 pointed by the Governor for a term of 3 years, except  
36 for initial appointments which shall be 1/3 of the  
37 membership for one year, 1/3 of the membership for 2  
38 years and 1/3 of the membership for 3 years. Vacan-  
39 cies on the board shall be filled for the remainder

1 of the unexpired term. The membership shall be di-  
2 vided among attorneys, real estate brokers and citi-  
3 zens.

4 The board shall annually elect a chairman and secre-  
5 tary. The secretary need not be chosen from the mem-  
6 bers of the board.

7 Sec. 269. 36 MRSA §486, sub-§8, as enacted by PL  
8 1973, c. 620, §10, is amended to read:

9 8. Compensation. Board members serving on an  
10 abatement appeal shall be entitled to \$50 per diem  
11 and necessary expenses while in actual performance of  
12 their duties compensated according to the provisions  
13 of Title 5, chapter 379.

14 Sec. 270. 36 MRSA §584, as amended by PL 1975,  
15 c. 771, §§400 and 401, is further amended to read:

16 §584. Advisory Council

17 There is established a The Forest Land Valuation  
18 Advisory Council, as established by Title 5, section  
19 12004, subsection 10, and hereinafter called the "Ad-  
20 visory Council", which shall consist of the State Di-  
21 rector of the Bureau of Forestry ex officio and 3  
22 members, serving staggered 4-year terms, to be ap-  
23 pointed by the Governor. One of these members shall  
24 be a municipal officer; one shall be a forest land-  
25 owner and one shall be a member of the general public  
26 who shall have a background in economics. The initial  
27 appointment of a municipal officer shall be for a  
28 2-year period; the initial appointment of a forest  
29 landowner shall be for a 3-year period; the initial  
30 appointment of a member of the general public shall  
31 be for a 4-year period. Thereafter, said appointees  
32 shall be appointed to serve 4-year terms and, in the  
33 event of the death or resignation of such an appoin-  
34 tee, the Governor shall make an appointment to the  
35 Advisory Council for the unexpired term. The members  
36 of the Advisory Council shall receive no compensation  
37 for their services, but said Advisory Council shall  
38 be allowed actual expenses not to exceed \$2,000 for  
39 each fiscal year. The Advisory Council shall render  
40 to the State Tax Assessor information and advice con-  
41 cerning the administration of the Maine Tree Growth

1 Tax Law. The Advisory Council shall hold a regular  
2 meeting with the State Tax Assessor or his deputy in  
3 February of each year, and special meetings at such  
4 other times and places within the State as would seem  
5 advisable. At the meeting held in February of each  
6 year, the Advisory Council may elect one of its mem-  
7 bers as chairman and one as vice-chairman.

8 Sec. 271. 36 MRSA §841-B, as amended by PL 1983,  
9 c. 556, §17, is further amended to read:

10 §841-B. Land Classification Appeals Board; purpose,  
11 composition

12 The Land Classification Appeals Board, as estab-  
13 lished by Title 5, section 12004, subsection 2, is  
14 established to hear appeals from decisions of municip-  
15 al tax assessors, chief assessors and the State Tax  
16 Assessor acting as assessor of the unorganized terri-  
17 tory relating to the Maine Tree Growth Tax Law, the  
18 Farm and Open Space Tax Law or the Forest Fire Sup-  
19 pression Tax Law. The board shall be composed of 4  
20 voting members: The Commissioner of Conservation or  
21 his designee; the Commissioner of Agriculture, Food  
22 and Rural Resources or his designee; the person who,  
23 pursuant to section 584, is currently serving on the  
24 Forest Land Valuation Advisory Council as the land-  
25 owner member; and the person who, pursuant to section  
26 584, is currently serving on the Forest Land Valua-  
27 tion Advisory Council as the municipal officer. The  
28 Commissioner of Finance and Administration or his  
29 designee shall serve in an advisory capacity as a  
30 nonvoting member and as chairman of the board. In the  
31 case of a tie vote, the Commissioner of Finance and  
32 Administration or his designee shall vote to break  
33 the tie. The landowner member and the municipal offi-  
34 cer shall be compensated by the Bureau of Taxation at  
35 \$25 per day plus actual expenses according to the  
36 provisions of Title 5, chapter 379. All other members  
37 shall be compensated by the agency they represent for  
38 actual expenses incurred in the performance of their  
39 duties under this section.

40 Sec. 272. 36 MRSA §4312-B, sub-§§1 and 5, as en-  
41 acted by PL 1979, c. 731, §19, are amended to read:

42 1. Established. ~~There shall be established a The~~



1 Maine Blueberry Commission ~~consisting~~, as established  
2 by Title 5, section 12004, subsection 10, shall  
3 consist of 5 members who shall be appointed by the  
4 Commissioner of Agriculture, Food and Rural Re-  
5 sources. Each member appointed to this commission  
6 shall assume office on September 1st of the year ap-  
7 pointed and shall serve for a term of 3 years or un-  
8 til a successor is duly appointed and qualified, ex-  
9 cept that when the commission is first organized un-  
10 der this section, one member shall be appointed for a  
11 term of one year; 2 members shall be appointed for a  
12 term of 2 years; and 2 members shall be appointed for  
13 a term of 3 years. To fill any vacancy, however  
14 caused, the commissioner shall appoint a successor  
15 for the duration of the unexpired term.

16 5. Compensation of commissioners. Members of the  
17 commission shall be reimbursed for actual expenses  
18 incurred in the performance of their duties but shall  
19 receive no compensation for their services compen-  
20 sated in accordance with Title 5, chapter 379.

21 Sec. 273. 36 MRSA §4503, first ¶, as repealed  
22 and replaced by PL 1983, c. 573, §5, is amended to  
23 read:

24 There is established the The Maine Dairy Promo-  
25 tion Board, consisting as established by Title 5,  
26 section 12004, subsection 9, shall consist of the  
27 following 5 members: The Commissioner of Agricul-  
28 ture, Food and Rural Resources or his designee, who  
29 shall serve ex officio, and 4 producers.

30 Sec. 274. 36 MRSA §4503, 4th ¶, as enacted by PL  
31 1983, c. 573, §5, is repealed and the following en-  
32 acted in its place:

33 The appointed members shall be compensated ac-  
34 ording to the provisions of Title 5, chapter 379.

35 Sec. 275. 36 MRSA §4523, first ¶, as repealed  
36 and replaced by PL 1983, c. 573, §13, is amended to  
37 read:

38 The Maine Dairy and Nutrition Council, as estab-  
39 lished by Title 5, section 12004, subsection 9, with-  
40 in the Department of Agriculture, Food and Rural Re-

1 sources, shall consist of the following 5 members:  
2 Four producers and one dealer to be appointed by the  
3 Commissioner of Agriculture, Food and Rural Resources  
4 on recommendation of the various producer and dealer  
5 associations, individuals or unorganized groups of  
6 producers and dealers in this State.

7 Sec. 276. 36 MRSA §4523, last ¶, as enacted by  
8 PL 1983, c. 573, §13, is amended to read:

9 Members of the council shall be allowed actual  
10 traveling and other necessary expenses incurred in  
11 the performance of their duties and each member shall  
12 receive a per diem compensation for the time actually  
13 spent in the performance of his duties, that compen-  
14 sation to be determined by the Governor compensated  
15 according to the provisions of Title 5, chapter 379.  
16 The cost of administration of the council, including  
17 expenses and compensation of members, shall not ex-  
18 ceed the moneys collected under this chapter. The  
19 council shall be furnished a suitable office in the  
20 State Capitol together with all necessary equipment  
21 and supplies therefor.

22 Sec. 277. 36 MRSA §4563, sub-§1, as amended by  
23 PL 1979, c. 731, §19, is further amended to read:

24 1. Membership. The Maine Potato Commission, as  
25 established by Title 5, section 12004, subsection 9,  
26 shall consist of 7 members of whom 5 shall be grow-  
27 ers, one shall be a processor and one shall be a  
28 shipper, appointed by the Commissioner of Agricul-  
29 ture, Food and Rural Resources in the following man-  
30 ner.

31 A. The commissioner shall, prior to September  
32 1st of any year in which a grower member or mem-  
33 bers are to be appointed, appoint one grower mem-  
34 ber for each of the appropriate districts from  
35 nominations made in the following manner.

36 (1) Prior to July 1st of each year, the  
37 Maine Potato Commission shall hold or cause  
38 to be held in the affected district or dis-  
39 tricts a meeting of growers for the purpose  
40 of electing nominees for commission member-  
41 ship.

1 (2) In arranging for the meetings, the com-  
2 mission may, if it deems desirable, utilize  
3 the services and facilities of existing or-  
4 ganizations and agencies.

5 (3) At the meetings, 3 nominees shall be  
6 elected for consideration by the commission-  
7 er, provided that at least 30% of the grow-  
8 ers in the district are present.

9 (4) The commission shall establish proce-  
10 dures for holding the meetings and shall  
11 certify to the commissioner that the nomina-  
12 tions have been made in compliance with this  
13 section and the procedures so established.

14 (5) The commission shall forward the nomi-  
15 nations to the commissioner, in such manner  
16 and form as he may prescribe, not later than  
17 August 1st of each year.

18 (6) If nominations are not made within the  
19 time and manner specified by this section,  
20 the commissioner may, without regard to nom-  
21 ination, appoint any qualified grower to  
22 membership on the commission.

23 B. The commissioner shall, prior to September  
24 1st of any year in which a processor member is to  
25 be appointed and after consulting with the vari-  
26 ous processor associations, individuals or unor-  
27 ganized groups of processors in the State, ap-  
28 point one processor member of the commission.

29 C. The commissioner shall, prior to September  
30 1st of any year in which a shipper member is to  
31 be appointed, appoint the shipper member of the  
32 commission from nominations made in the following  
33 manner.

34 (1) Prior to July 1st of any year in which  
35 a shipper member is appointed, the Maine Po-  
36 tato Commission shall hold or cause to be  
37 held a meeting of agents, brokers and deal-  
38 ers licensed under Title 7, chapter 103,  
39 subchapter X, article 3, for the purpose of  
40 electing nominees for commission membership.

1 (2) In arranging for the meeting, the com-  
2 mission may, if it deems desirable, utilize  
3 the services and facilities of existing or-  
4 ganizations and agencies.

5 (3) At the meeting, 3 licensed agents, bro-  
6 kers or dealers shall be elected for consid-  
7 eration by the commissioner, provided that  
8 at least 30% of the agents, brokers and  
9 dealers holding valid licenses in the State  
10 are present.

11 (4) The commission shall establish proced-  
12 ures for holding the meeting, and shall  
13 certify to the commissioner that the nomina-  
14 tions have been made in compliance with this  
15 section and the procedures so established.

16 (5) The commission shall forward the nomi-  
17 nations to the commissioner, in such manner  
18 and form as he may prescribe, not later than  
19 August 1st of the year in which elections  
20 are held.

21 (6) If nominations are not made within the  
22 time and manner specified by this section,  
23 the commissioner may, without regard to nom-  
24 inations, appoint any licensed agent, broker  
25 or dealer to membership on the commission.

26 Sec. 278. 36 MRSa §4563, sub-§4, as repealed and  
27 replaced by PL 1971, c. 428, §1, is amended to read:

28 4. Officers. At their first meeting of any fis-  
29 cal year commission members shall select both a  
30 chairman and a vice-chairman from among their number.  
31 Five members of the commission shall be necessary to  
32 constitute a quorum and 4 concurring votes shall be  
33 required to pass any motion or approve any commission  
34 action. The members of the commission shall ~~serve~~  
35 ~~without pay except the chairman, or vice-chairman~~  
36 ~~when acting as chairman, who shall receive a per diem~~  
37 ~~of \$25 when in the performance of his duties and all~~  
38 ~~commissioners shall be reimbursed for expenses in-~~  
39 ~~curring in the performance of their duties be compen-~~  
40 ~~sated according to the provisions of Title 5, chapter~~  
41 379.

1           Sec. 279. 36 MRSA §4571, sub-§1-A, ¶A, as en-  
2 acted by PL 1977, c. 653, §1, is amended to read:

3           A. The Legislature finds and declares that the  
4 activities of the Maine Potato Council are of  
5 great benefit to the Maine economy and to the  
6 health and welfare of Maine citizens. The Legis-  
7 lature further finds that public support for the  
8 activities of the Maine Potato Council work, in  
9 promotion of Maine potatoes and improvement of  
10 potato industry practices, will benefit Maine  
11 citizens and the Maine economy. Therefore, the  
12 Legislature finds that use of a portion of the  
13 potato tax proceeds to support the Maine Potato  
14 Council, authorized by Title 5, section 12004,  
15 subsection 9, is an expenditure in the public in-  
16 terest.

17           Sec. 280. 36 MRSA §4693, first ¶, as amended by  
18 PL 1981, c. 71, §1, is further amended to read:

19           The Maine Sardine Council, as ~~heretofore~~ estab-  
20 lished by Title 5, section 12004, subsection 9, shall  
21 consist of not more than 9 nor less than 7 members to  
22 be appointed by the Commissioner of Marine Resources.  
23 Fifty-one percent of the members of the council shall  
24 constitute a quorum and the affirmative vote of at  
25 least 51% of the members shall be necessary for the  
26 transaction of all business and the carrying out of  
27 the duties of the council. The members shall be  
28 practical sardine packers, operating within the  
29 State, who shall have been actively engaged in pack-  
30 ing sardines for not less than 2 years and each shall  
31 be so actively engaged during his continuance in of-  
32 fice. A person shall be considered actively engaged  
33 in packing sardines if he has during the period de-  
34 rived a substantial portion of his income therefrom,  
35 or has been the directing or managing head of an en-  
36 tity that derives a substantial portion of its income  
37 from packing sardines.

38           Sec. 281. 36 MRSA §4693, 3rd ¶, as amended by PL  
39 1979, c. 731, §17, is further amended to read:

40           The members of the council shall ~~serve without~~  
41 ~~compensation but shall be reimbursed for expenses in-~~  
42 ~~curring in the performance of their duties~~ be compen-

1 sated according to the provisions of Title 5, chapter  
2 379. They are authorized to select and employ an ex-  
3 ecutive director-advertising and merchandising manag-  
4 er to administer the advertising, merchandising, re-  
5 search and development program, in concurrence with  
6 the Commissioner of Marine Resources, and fix his  
7 salary. The council is authorized to consult with  
8 the Commissioner of Agriculture, Food and Rural Re-  
9 sources consistent with Title 32, chapter 61. The  
10 executive director, with the consent of the council,  
11 is authorized, subject to the Personnel Law, to en-  
12 gage sufficient clerical personnel and other employ-  
13 ees for the efficient performance of his duties.

14 Sec. 282. 37-A MRSA §56-A, sub-§1, as enacted by  
15 PL 1983, c. 516, §1, is amended to read:

16 1. Commission. The Citizens' Civil Emergency  
17 Commission, is established by Title 5, section 12004,  
18 subsection 10, shall serve as follows.

19 A. The commission shall consist of 9 members who  
20 shall serve 2-year terms. Seven members shall be  
21 appointed by the Governor. One member shall be  
22 appointed by the President of the Senate and one  
23 member shall be appointed by the Speaker of the  
24 House of Representatives. The member appointed  
25 by the President of the Senate shall be a member  
26 of the Senate. The member appointed by the Speak-  
27 er of the House of Representatives shall be a  
28 member of the House of Representatives. Each  
29 member shall be a Maine resident. Members of the  
30 commission shall select a chairman from among  
31 themselves by a majority vote.

32 B. Commission members shall be compensated ~~for~~  
33 ~~travel expenses to and from all commission meet-~~  
34 ~~ings and hearings at the same rate as state~~  
35 ~~employees according to the provisions of Title 5,~~  
36 ~~chapter 379.~~

37 C. The commission shall review civil protection  
38 plans designated to deal with nuclear weapons  
39 hazards, hold public hearings as required by sub-  
40 section 2, monitor the development and implemen-  
41 tation of nuclear civil protection plans, encour-  
42 age public discussion of the plans and report its

1 findings and recommendations to the Governor, the  
2 Legislature, appropriate counties and municipali-  
3 ties and other interested parties.

4 Sec. 283. 37-A MRSA §124, sub-§1, as repealed  
5 and replaced by PL 1983, c. 472, §1, is amended to  
6 read:

7 1. Created. There is created a The Radiological  
8 Emergency Preparedness Committee, as established by  
9 Title 5, section 12004, subsection 10, shall be com-  
10 posed of 7 voting members as listed in this subsec-  
11 tion. The duties of the committee shall be purely ad-  
12 visory. Members from state agencies shall serve ex  
13 officio:

14 A. The director of Civil Emergency Preparedness,  
15 or his designee, who shall act as chairman;

16 B. The Director of Health Engineering, or his  
17 designee;

18 C. The Commissioner of Public Safety, or his  
19 designee;

20 D. Three public members, one designated by the  
21 Governor, one designated by the President of the  
22 Senate and one designated by the Speaker of the  
23 House of Representatives; and

24 E. The license holder for a particular nuclear  
25 power plant, or his designee, shall serve on the  
26 committee for matters relating to emergency plan-  
27 ning for that plant.

28 Sec. 284. 37-A MRSA §124, sub-§5, as repealed  
29 and replaced by PL 1983, c. 472, §3, is repealed and  
30 the following enacted in its place:

31 5. Compensation. Members shall be compensated  
32 according to the provisions of Title 5, chapter 379.

33 Sec. 285. 37-B MRSA §603, as enacted by PL 1983,  
34 c. 460, §3, is amended to read:

35 §603. Board of trustees

1           The administration of the home is vested in the  
2 Board of Trustees of the Maine Veterans' Home, as au-  
3 thorized by Title 5, section 12004, subsection 8.  
4 The board shall consist of 9 members, one of whom  
5 shall be the Director of the Bureau of Veterans'  
6 Services, ex officio, who shall serve without term.  
7 The Governor shall appoint the remaining trustees,  
8 who shall be honorably discharged war veterans. One  
9 member shall be appointed from and shall represent  
10 each of the largest veterans' organizations, not ex-  
11 ceeding 5, which are nationally chartered and have a  
12 department in Maine. The remaining members shall be  
13 appointed at large and shall serve staggered 3-year  
14 terms. In the event of a vacancy, the successor  
15 shall be appointed to complete the unexpired term.  
16 Each trustee shall continue to hold office until his  
17 successor is appointed and qualified.

18           Sec. 286. 37-B MRSA §605, as enacted by PL 1983,  
19 c. 460, §3, is repealed and the following enacted in  
20 its place:

21       §605. Compensation of the board

22       Trustees shall be compensated according to the  
23 provisions of Title 5, chapter 379.

24           Sec. 287. 37-B MRSA §954, sub-§1, as enacted by  
25 PL 1983, c. 460, §3, is amended to read:

26           1. Created. There is created a The Radiological  
27 Emergency Preparedness Committee, as established by  
28 Title 5, section 12004, subsection 10, shall be com-  
29 posed of the following people or their designees:

30           A. The Director of Civil Emergency Preparedness,  
31 ex officio, who shall act as chairman;

32           B. The Commissioner of Public Safety, ex offi-  
33 cio;

34           C. The Director of Health Engineering, ex offi-  
35 cio; and

36           D. Each license holder as a nonvoting member.

37           Sec. 288. 38 MRSA §89, as amended by PL 1975, c.



1 771, §415, is further amended to read:

2 §89. Pilotage commission

3 There is created a The Penobscot Bay and River  
4 Pilotage Commission ~~consisting~~, as established by  
5 Title 5, section 12004, subsection 1, shall consist  
6 of 3 members appointed by the Governor, one of whom  
7 shall be a licensed pilot of the Penobscot Bay and  
8 River Pilots Association, one of whom shall represent  
9 the marine interest of Penobscot Bay and River indus-  
10 try, and one, with a marine background, who shall  
11 represent the public. During the first year that  
12 sections 85 to 105 shall become law, the Governor  
13 shall appoint one member to serve through December  
14 31st of that same year, another member to serve  
15 through December 31st of the following year, and an-  
16 other member to serve through December 31st of the  
17 3rd full year after sections 85 to 105 shall become  
18 law, or until their successors shall be appointed and  
19 qualified. Starting with the year sections 85 to 105  
20 become law, in the month of December annually, the  
21 Governor shall appoint a member to hold office from  
22 the first day of January to the 31st day of December  
23 in the 3rd year of his appointment, each member  
24 thereby serving for a term of 3 years or until his  
25 successor shall be appointed and qualified. The mem-  
26 bers appointed by the Governor initially who will  
27 serve less than 3 full-year terms will do so only for  
28 the purpose of establishing a rotating basis for ap-  
29 pointments to the commission. Any vacancy which may  
30 occur in said commission shall be filled by the Gov-  
31 ernor, as in the case of an original appointment, for  
32 the remainder of the unexpired term. Any member shall  
33 be eligible to succeed himself. The members of ~~said~~  
34 the commission shall receive no compensation be com-  
35 pensated according to the provisions of Title 5,  
36 chapter 379.

37 Sec. 289. 38 MRSA §341, first ¶, as amended by  
38 PL 1977, c. 78, §202, is further amended to read:

39 The Department of Environmental Protection, as  
40 heretofore established and hereinafter called "the  
41 department", shall protect and improve the quality of  
42 our natural environment and the resources which con-  
43 stitute it and shall enhance the public's opportunity

1 to enjoy the environment by directing growth and de-  
2 velopment which will preserve for all time an  
3 ecologically sound and aesthetically pleasing envi-  
4 ronment. The department shall consist of the Board of  
5 Environmental Protection, established by Title 5,  
6 section 12004, subsection 5, which is the successor  
7 of the Environmental Improvement Commission, and of a  
8 Commissioner of Environmental Protection, hereafter  
9 in this Title called "commissioner," who shall be ap-  
10 pointed by the Governor, subject to review by the  
11 Joint Standing Committee on Natural Resources and to  
12 confirmation by the Legislature and who shall serve  
13 at the pleasure of the Governor.

14 Sec. 290. 38 MRSA §361, first ¶, as amended by  
15 PL 1983, c. 483, §4, is further amended to read:

16 The Board of Environmental Protection, as estab-  
17 lished by Title 5, section 12004, subsection 5, and  
18 in this subchapter called the "board," shall consist  
19 of 10 members appointed by the Governor, subject to  
20 review by the joint standing committee of the Legis-  
21 lature having jurisdiction over energy and natural  
22 resources and to confirmation by the Legislature.  
23 Members of the board shall be chosen to represent the  
24 broadest possible interest and experience which can  
25 be brought to bear in the implementation of this Ti-  
26 tle and all other laws which the board is charged  
27 with the duty of administering. The members shall be  
28 appointed for a term of 4 years and until their suc-  
29 cessors are appointed and duly qualified. The Gover-  
30 nor shall appoint one member to serve as chairman.

31 Sec. 291. 38 MRSA §361, 2nd ¶, as amended by PL  
32 1975, c. 614, §1, is repealed and the following en-  
33 acted in its place:

34 The members appointed by the Governor shall be  
35 compensated according to the provisions of Title 5,  
36 chapter 379.

37 Sec. 292. 38 MRSA §532, as amended by PL 1975,  
38 c. 771, §421, is further amended to read:

39 §532. Commissioners; appointment

40 There shall be 5 members, hereinafter in this

1 subchapter called Commissioners of the New England  
2 Interstate Water Pollution Control Commission from  
3 the State of Maine, as authorized by Title 5, section  
4 12004, subsection 12. One commissioner shall be the  
5 Commissioner of the Department of Human Services and  
6 one the Chairman of the Maine Board of Environmental  
7 Protection. The term of any such commissioner shall  
8 terminate at the time he ceases to hold said state  
9 office and his successor in that office shall be his  
10 successor as commissioner on this commission. The  
11 Governor shall appoint 3 more commissioners who shall  
12 be citizens of the State, one to represent municipal  
13 interests, one to represent industrial interests and  
14 one to represent the public generally. The term of  
15 the last 3 said commissioners shall be for a period  
16 of 3 years and he shall hold office until his succes-  
17 sor shall be appointed and qualified. The terms of  
18 each of the initial 5 members shall begin at the date  
19 of the appointment, provided the said compact shall  
20 then have been executed by the Governor of this State  
21 as prescribed in section 531; otherwise they shall  
22 begin upon the effective date of the compact in ac-  
23 cordance with section 537.

24 Any commissioner may be removed from office by  
25 the Governor upon charges and after a hearing.

26 Sec. 293. 38 MRSA §951, last ¶, as enacted by PL  
27 1979, c. 459, §1, is amended to read:

28 In view of the dangers of intensive and poorly  
29 planned development, it is the purpose of this chap-  
30 ter to preserve existing water quality, prevent the  
31 diminution of water supplies, to control erosion, to  
32 protect fish and wildlife populations, to prevent un-  
33 due extremes of flood and drought, to limit the loss  
34 of life and damage to property from periodic floods;  
35 to preserve the scenic, rural and unspoiled character  
36 of the lands adjacent to these rivers; to prevent ob-  
37 structions to navigation; to prevent overcrowding; to  
38 avoid the mixture of incompatible uses; to protect  
39 those areas of exceptional scenic, historic, archaeo-  
40 logical, scientific and educational importance; and  
41 to protect the public health, safety and general wel-  
42 fare by establishing the Saco River Corridor, autho-  
43 ri- zed by Title 5, section 12004, subsection 8, and by  
44 regulating the use of land and water within this ar-

1 ea.

2 Sec. 294. 38 MRSA §954, first ¶, as enacted by  
3 PL 1979, c. 459, §1, is amended to read:

4 To carry out the purpose stated in section 951,  
5 ~~there is hereby created~~ the Saco River Corridor Com-  
6 mission, as established by Title 5, section 12004,  
7 subsection 8, shall hereafter in this chapter be  
8 called the "commission." The commission is charged  
9 with implementing this chapter within the Saco River  
10 Corridor and shall have and exercise all the powers  
11 and authorities necessary to carry out the purposes  
12 of this chapter and the powers and authorities  
13 granted herein. The commission shall consist of one  
14 member and one alternate from each municipality whose  
15 jurisdiction includes lands or bodies of water encom-  
16 passed by the Saco River Corridor. Members and alter-  
17 nates shall not be personally liable for the official  
18 acts of the commission.

19 Sec. 295. 38 MRSA §954-A, first ¶, as enacted by  
20 PL 1979, c. 459, §1, is amended to read:

21 The commission shall elect annually, from its own  
22 membership, a chairman and secretary and such other  
23 officers as it deems necessary. Meetings shall be  
24 held at the call of the chairman or at the call of  
25 more than 1/2 of the membership. The meetings shall  
26 be held no less frequently than 8 times a year. The  
27 minutes of all proceedings of the commission shall be  
28 a public record available and on file in the office  
29 of the commission. Members of the commission ~~shall~~  
30 ~~not be paid a salary, but may be reimbursed for ex-~~  
31 ~~penses incurred in carrying out their~~  
32 ~~responsibilities~~ be compensated according to the pro-  
33 visions of Title 5, chapter 379.

34 Sec. 296. 38 MRSA §1476, sub-§1, as reallocated  
35 by PL 1983, c. 381, §5, is amended to read:

36 1. Establishment. There is established a The  
37 Low-level Waste Siting Commission, established by Ti-  
38 tle 5, section 12004, subsection 10, shall hereafter  
39 be referred to as the "commission."

40 Sec. 297. 38 MRSA §1476, sub-§5, as reallocated

1 by PL 1983, c. 381, §5, is amended to read:

2 5. Compensation. Members, except state employ-  
3 ees, shall ~~receive reimbursement for the necessary~~  
4 ~~actual expenses incurred in carrying out their duties~~  
5 ~~be compensated according to the provisions of Title~~  
6 ~~5, chapter 379.~~

7 Sec. 298. P&SL 1937, c. 18, §1, that part relat-  
8 ing to "ARTICLE III", first sentence, is amended to  
9 read:

10 The Authority shall consist of 6 members, 3 residents  
11 of the state of New Hampshire and 3 residents of the  
12 State of Maine, as authorized by the Revised Stat-  
13 utes, Title 5, section 12004, subsection 12.

14 Sec. 299. P&SL 1949, c. 75, §2, first sentence  
15 is amended to read:

16 In pursuance of Article III of said compact, there  
17 shall be 3 members, hereinafter called commissioners,  
18 of the Northeastern Forest Fire Protection Commis-  
19 sion, hereinafter called Commission, from the State  
20 of Maine, as authorized by the Revised Statutes, Ti-  
21 tle 5, section 12004, subsection 12.

22 Sec. 300. P&SL 1973, c. 126, §1, first sentence,  
23 as amended by P&SL 1975, c. 14, §1, is further  
24 amended to read:

25 A special commission, as authorized by the Revised  
26 Statutes, Title 5, section 12004, subsection 10,  
27 shall be constituted and appointed to supervise the  
28 preparation, in final legislative draft form, of a  
29 proposed Probate Code for the State of Maine, such  
30 proposed code to be presented to the special session of  
31 the 107th Legislature or the regular session of  
32 the 108th Legislature.

33 Sec. 301. P&SL 1973, c. 126, §5 is repealed and  
34 the following enacted in its place:

35 Sec. 5. Reimbursement of expenses. The members  
36 of the commission shall be compensated in accordance  
37 with the Revised Statutes, Title 5, chapter 379.

1           Sec. 302. Allocation. The following funds are  
2 allocated from the General Fund to carry out the pur-  
3 poses of this Act.

4		<u>1984-85</u>
5	<u>AGRICULTURE, FOOD AND RURAL RESOURCES,</u>	
6	<u>DEPARTMENT OF</u>	
7	Harness Racing Commission	
8	Personal Services	(\$1,125)
9	Reduces funds for per diem for	
10	members.	
11	Bureau of Public Services	
12	Personal Services	<u>(1,350)</u>
13	Reduces funds for per diem for	
14	members of the Animal Welfare	
15	Board.	
16	Total	(\$2,475)
17	<u>CONSERVATION, DEPARTMENT OF</u>	
18	Maine Land Use Regulation Commission	
19	Personal Services	<u>(\$ 840)</u>
20	Reduces funds for per diem for	
21	commissioners	
22	Total	(\$ 840)
23	<u>CORRECTIONS, DEPARTMENT OF</u>	
24	Department of Corrections, Administration	
25	Personal Services	(\$ 215)
26	Reduces funds for per diem for	
27	members of the Correctional Ad-	
28	visory Commission.	
29	State Parole Board	
30	Personal Services	<u>(3,600)</u>
31	Reduces funds for per diem for	
32	members.	
33	Total	(\$3,815)
34	<u>ENVIRONMENTAL PROTECTION, DEPARTMENT OF</u>	

1	Environmental Protection, Administration	
2	Personal Services	<u>(\$3,125)</u>
3	Reduces funds for per diem mem-	
4	ber of the Board of Environmen-	
5	tal Protection.	
6	Total	(\$3,125)
7	<u>FINANCE AUTHORITY OF MAINE</u>	
8	Natural Resource Finance and Marketing Agency	
9	Personal Services	<u>(\$ 480)</u>
10	Reduces funds for per diem for	
11	members of the Natural Resources	
12	Finance and Marketing Board.	
13	Total	(\$ 480)
14	<u>SECRETARY OF STATE, DEPARTMENT OF</u>	
15	Secretary of State, Administration	
16	All Other	\$ 800
17	Capital Expenditures	<u>350</u>
18	Provides funds for gathering and	
19	compiling information required	
20	by this Act.	
21	Total	\$1,150
22	TOTAL ALLOCATIONS	(\$9,585)

23 FISCAL NOTE

24 This new draft reduces expenses for per diem com-  
25 pensation in various dedicated funds not allocated by  
26 the Legislature.

27 STATEMENT OF FACT

28 This new draft revises the original bill by:

- 29 1. Redefining the term, "board," and excluding  
30 specific types of boards such as boards established

1 exclusively by executive order or established exclu-  
2 sively pursuant to federal law;

3 2. Redefining the term, "expenses," and the pur-  
4 poses for which expenses may be paid.

5 A. Members of boards authorized to receive ex-  
6 penses will be entitled to a rate not to exceed  
7 the rate normally paid to state employees in the  
8 performance of work for the board;

9 3. Redefining the purposes for which per diem  
10 may be paid to include attendance at hearings, meet-  
11 ings of the board and meetings with advisory groups;  
12 activities necessary to achieve the statutory objec-  
13 tives of the board; and for mandatory training;

14 4. Establishing a new classification of boards  
15 which are independent organizations established to  
16 evaluate a department, department or agency policies  
17 and to report findings to the Executive Department  
18 and the Legislature;

19 5. Revising the policy of per diem payment for  
20 advisory boards to allow a rate of payment not to ex-  
21 ceed \$25 per day; and

22 6. Removing the requirement that a synopsis of  
23 the minutes of each board meeting be included in each  
24 board's annual report to the Secretary of State.

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