

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

New Draft of: S. P. 483, L. D. 1563

ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1708

S. P. 567

In Senate, May 4, 1971

Reported by Senator Kellam of Cumberland from Committee on Legal Affairs and printed under Joint Rules No. 18.

HARRY N. STARBRANCH, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Electrical Inspection.

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

R. S., T. 32, § 1104, amended. The last 2 sentences of section 1104 of Title 32 of the Revised Statutes, as last repealed and replaced by section 2 of chapter 69 of the public laws of 1967, are repealed and the following enacted in place thereof:

Any person ordered by a state electrical inspector to correct an electrical deficiency may appeal such order to the Electricians Examining Board by filing with that board within 48 hours of receipt of such order a written notice of appeal. The Electricians Examining Board shall review that appeal and issue its written decision thereof within 10 days after receipt of the notice of appeal. If that board directs correction of an electrical deficiency, it shall prescribe the time period for the requisite correction specified in its written decision. Such decision shall be complied with unless appealed as provided. Any person ordered by the Electricians Examining Board to correct an electrical deficiency may appeal such order to the Administrative Hearing Commissioner by filing with that commissioner within 48 hours of receipt of such order a written notice of appeal. The Administrative Hearing Commissioner shall review that appeal and issue his written decision thereof within 20 days after receipt of the notice of appeal. If that commissioner directs correction of an electrical deficiency, he shall prescribe the time period for the requisite correction specified in his written decision.

The decision of the Administrative Hearing Commissioner on an appeal as provided shall be final and not subject to appeal under Title 5, chapter 307. An order by a state electrical inspector and an order by the Electricians

Examining Board shall likewise be final and subject to no further appeal upon failure to file a timely, written appeal therefrom as provided.

Upon the failure of any person to carry out a final order as provided, the Electricians Examining Board may petition the Superior Court for the county in which the building or premises are located for an injunction to enforce that order. If the court determines upon hearing such petition that a lawful, final order was issued, it shall order compliance.