

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fifth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with
the Revised Statutes of 1964, Title 3 Section 164, Subsection 6.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1971

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Fifth Legislature
1971

Chapter 473

AN ACT to Revise Laws Relating to Outdoor Advertising.

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

Sec. 1. R. S., T. 32, § 2714, sub-§ 4, repealed. Subsection 4 of section 2714 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, is repealed as follows:

~~4. \$7 for each panel, affixed to an advertising structure, the total area of which exceeds 700 square feet but does not exceed 900 square feet.~~

Sec. 2. R. S., T. 32, § 2715, sub-§ 6, additional. Section 2715 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, is amended by adding a new subsection 6 to read as follows:

6. **Height.** The maximum height of on-premise advertisements shall be 25 feet above the ground level of land upon which it is located or if the sign is affixed to or is part of a building, the maximum is 10 feet above the roof of the building.

Sec. 3. R. S., T. 32, § 2716, sub-§ 1, paragraph I, amended. Paragraph I of subsection 1 of section 2716 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, is amended to read as follows:

I. That shall exceed ~~900~~ 700 square feet in area; or

Sec. 4. R. S., T. 32, § 2716, sub-§ 2, ¶ D, sub-¶ (1), div. (a), amended. Division (a) of subparagraph (1) of paragraph D of subsection 2 of section 2716 of Title 32 of the Revised Statutes, as enacted by section 1 of chapter 257 of the public laws of 1969, is amended to read as follows:

(a) The maximum area of a sign facing, including all finish mouldings, but not including lattice work or base trim used only for ornamental purposes, shall be ~~900~~ 700 square feet;

Effective September 23, 1971

Chapter 474

AN ACT Relating to Defenses for Holders of a Retail Installment Sale Agreement.

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

R. S., T. 11, § 3-302, sub-§ (5), additional. Section 3-302 of Title 11 of the Revised Statutes is amended by adding a new subsection (5) to read as follows:

(5) When the sale of consumer goods of \$50 or more is involved, any assignee of any installment sales contract or instrument given therewith shall not be deemed a holder in due course.

(a) Consumer goods under this section shall be as defined in Article 9, section 9-109, subsection (1); and

(b) "Installment sales contract" for the purposes of this section means a contract for the sale of consumer goods which requires satisfaction in 2 or more payments; and

(c) Any agreement to waive any rights or remedies which the maker may have against the seller or holder of the installment sales contract or instrument given therewith shall be void; and

(d) Any provision by which the maker agrees not to assert against a seller or holder a claim or defense arising out of the sale of said consumer goods or agrees not to assert against an assignee such a claim or defense shall be void.

(e) This subsection shall be applicable to contracts and instruments which are assigned subsequent to January 1, 1972.

Effective September 23, 1971

Chapter 475

AN ACT to Limit the Tax Exemption for Certain Corporations Which Conduct Their Operations Primarily for the Benefit of Nonresidents of the State.

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

R. S., T. 36, § 652, sub-§ 1, ¶ A, sub-¶ (1), repealed and replaced. Subparagraph (1) of paragraph A of subsection 1 of section 652 of Title 36 of the Revised Statutes, as amended by chapter 372 of the public laws of 1967, is repealed and the following enacted in place thereof:

(1) Any such institution which is in fact conducted or operated principally for the benefit of persons who are not residents of Maine shall be entitled to an exemption not to exceed \$50,000 of current just value only when the total amount of any stipends or charges which it makes or takes during any tax year, as defined by section 502, for its services, benefits or advantages divided by the total number of persons receiving such services, benefits or advantages during the same tax year does not result in an average rate in excess of \$30 per week when said weekly rate is computed by dividing the average yearly charge per person by the total number of weeks in a tax year during which such institution is in fact conducted or operated principally for the benefit of persons who are not residents of Maine. No such institution which is in fact conducted or operated principally for the benefit of persons who are not residents of Maine and makes charges which result in an average weekly rate per