

# MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

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THE KNOWLTON AND McLEARY COMPANY  
FARMINGTON, MAINE  
1973

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

1973

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**CHAPTER 102****AN ACT Relating to Beano or Bingo Licensing.**

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

**R. S., T. 17, § 303, amended.** The first, 4th and 6th sentences of section 303 of Title 17 of the Revised Statutes are amended to read as follows:

The Chief of the State Police may issue licenses to operate such amusement ~~for a period of 6 days~~ on a monthly basis to any volunteer fire department or any fair association or bona fide charitable, educational, fraternal, patriotic, religious or veterans organization which was in existence at least 2 years prior to its application for a license, when sponsored, operated and conducted for the exclusive benefit of such organization by duly authorized members thereof.

The fee for such license shall be \$2 for each calendar week that such amusement is to be operated and shall be paid to the Treasurer of State to be credited to the General Fund.

Nothing contained herein is to be construed to prohibit any volunteer fire department or any fair association or bona fide charitable, educational, fraternal, patriotic, religious or veterans organization from obtaining ~~more than one 6 day license~~ licenses for not to exceed 6 months on one application.

Effective October 3, 1973

**CHAPTER 103****AN ACT Relating to Safety of Dams.**

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Congress of the United States passed and the President signed the National Program for Safety of Dams, P. L. 92-367, in August, 1972; and

Whereas, the Corps of Engineers, U. S. Army, has been assigned national responsibility for the conduct of the program; and

Whereas, the State Soil and Water Conservation Commission has been designated by the Governor to conduct the program in Maine; and

Whereas, it has become necessary for the State Soil and Water Conservation Commission to have the authority to enter upon privately-owned lands and structures for the purpose of safety inspections and this authority is not presently held by the commission; and

Whereas, a complete inventory of the dams of the State and their condition is to be prepared for presentation to Congress by June, 1974; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. R. S., T. 12, § 54, sub-§ 12, additional. Section 54 of Title 12 of the Revised Statutes, as amended, is further amended by adding a new subsection 12 to read as follows:

12. Entry on lands and structures. The commission or its authorized agents shall have the right to enter upon any private or public lands for the purpose of inspecting dams and appurtenant structures. The commission shall seek the permission of the landowner, prior to exercising this right and shall not exercise this right until a reasonable effort has been made to obtain said permission.

Sec. 2. R. S., T. 12, § 55, additional. Title 12 of the Revised Statutes is amended by adding a new section 55 to read as follows:

#### § 55. Exemptions

Exempted from this subchapter are all dams and projects licensed by or subject to the jurisdiction of the Federal Power Commission under Part I of the Federal Power Act.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective March 21, 1973

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## CHAPTER 104

### AN ACT Relating to Biennial Elections of the Passamaquoddy Tribe of Indians.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the deficiencies and inconsistencies in the laws relating to biennial election of the Passamaquoddy Tribe should be corrected as soon as possible; and

Whereas, this bill provides for removal of tribal officers and provides for caucuses and provides for recounts in case of close elections; and