

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

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PUBLIC LAWS
OF THE
STATE OF MAINE

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3. State Auditor; Secretary of State. The State Auditor and the Secretary of State shall assist the commission in making investigations and in other phases of the commission's duties under this chapter and shall have all necessary powers to carry out such responsibilities.

4. Attorney General. The Attorney General shall be counsel for the commission and may examine any witnesses before the commission.

Sec. 3. 21 MRSA § 1423, sub-§ 1, 1st sentence, as enacted by PL 1975, c. 621, § 10, is amended to read:

On receipt of a written appeal or application requesting an investigation, the commission shall notify the opposing candidate, and shall set a time, date and place for a hearing on the matter.

Effective October 24, 1977

CHAPTER 338

AN ACT Revising Procedures for Certain Tied Elections.

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

Sec. 1. 21 MRSA § 1122, sub-§ 2, ¶ C is enacted to read:

C. If there is a tie vote for State Representative or State Senator as finally determined by the proper House pursuant to the Constitution of Maine, Article IV, Part Third, Section 3, the Governor shall issue a proclamation declaring the tie and ordering a special election between the persons tied, as provided in section 1444.

Sec. 2. 21 MRSA § 1441, 1st ¶ is amended to read:

A vacancy in any state office, county office, in the office of an election official or in any political committee occurs when the incumbent dies, resigns, becomes disqualified or changes his residence to an electoral division other than that from which he was elected; or when the person elected fails to qualify; ~~and when the electorate fails to elect a person to office.~~

Effective October 24, 1977

CHAPTER 339

AN ACT Concerning the Registration of Voters by Justices of the Peace.

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

21 MRSA § 104 is enacted to read:

§ 104. Applications before justices of the peace or notaries public

A justice of the peace, notary public or other authorized person before whom a person completes an application for registration to vote, as provided in section 102-A, shall deliver the application to the registrar before the closed period for the acceptance of registrations in the person's municipality, to be placed on the voting list prior to the next election.

Effective October 24, 1977

CHAPTER 340

AN ACT Relating to Licensing of Theaters and Motion Picture Houses.

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

Whereas, the current statutory provisions regarding licensing of motion pictures are outdated and were written when movie film was made of explosive material; and

Whereas, there is no current safety need for rigid fireproof construction of projectionists' booths; and

Whereas new theaters being constructed would have to meet the outdated building requirements or would have to delay completion until the effective date of this Act; and

Whereas, it is unnecessary to continue to mandate regulations which will not be effective in the near future and which would place an undue burden on movie theaters opening soon; 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. 8 MRSA §§ 651 - 652, as last amended by PL 1971, c. 592, §§ 32 and 33, are repealed and the following enacted in their place:

§ 651. License required