

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

AT THE

**SECOND REGULAR SESSION**

January 2, 1980 to April 3, 1980

AND AT THE

**THIRD SPECIAL SESSION**

May 22, 1980

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**CHAPTER 705**  
**S. P. 708 — L. D. 1844**

**AN ACT Relating to the Qualifications for the Licensing of Auctioneers.**

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

**Sec. 1.** 32 MRSA § 273, first sentence, as enacted by PL 1979, c. 478, § 2, is amended to read:

Every resident person in this State desiring to do business as an auctioneer ~~shall file an application on a form designated by the commissioner, who satisfies the Commissioner of Business Regulation, hereinafter referred to as the commissioner, or an agent designated by him, that he has knowledge of the laws of this State pertaining to auctions and sales, the ethics and practices of auctioneers, the laws relating to the record of sales of used merchandise and such other related subjects as the commissioner may select, upon application in form designated by the commissioner,~~ shall receive a license to conduct auctions.

**Sec. 2.** 32 MRSA § 278, sub-§ 2, first ¶, as enacted by PL 1979, c. 478, § 2, is amended to read:

~~Refusal to issue an original license and an existing license may be revoked or suspended or nonrenewed for any of the following reasons or revocation, suspension or nonrenewal may be based on any of the following grounds:~~

**Sec. 3.** 32 MRSA § 278, sub-§ 2, ¶ A, as enacted by PL 1979, c. 478, § 2 is amended to read:

~~A. Conviction of the licensee of a violation involving theft, burglary, forgery, fraud or tampering with official records as provided in of the Maine Criminal Code, Title 17-A, chapter 15, 19 or 37 or of a Class A, Class B or Class C crime hereunder or of a felony under federal law;~~

**Sec. 4.** 32 MRSA § 278, sub-§ 2, ¶ B, as enacted by PL 1979, c. 478, § 2, is amended to read:

~~B. Failure to comply with or properly maintain records required by Title 15, section 456; or~~

**Sec. 5.** 32 MRSA § 278, sub-§ 2, ¶ C, as enacted by PL 1979, c. 478, § 2, is repealed and the following enacted in its place:

~~C. Failure, within reasonable time, to account for or remit any moneys coming into his possession which belong to others; or~~

**Sec. 6.** 32 MRSA § 278, sub-§ 2, ¶ D is enacted to read:

**D. Any act in violation of this chapter.**

Sec. 7. 32 MRSA § 281, sub-§ 4 is enacted to read:

4. Foreclosure sales. This chapter shall not apply to any individual conducting a foreclosure sale pursuant to a court order.

Sec. 8. 32 MRSA § 283, sub-§ 2, as enacted by PL 1979, c. 478, § 2, is amended to read:

2. Highest bidder acknowledged. ~~Whether or not~~ That the highest bidder will be acknowledged by the auctioneer;

Effective July 3, 1980

## CHAPTER 706

H. P. 1869 — L. D. 1959

### AN ACT to Amend the Laws Relating to Ambulance Service.

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

Whereas, enactment of this bill is necessary to clarify the provisions for licensure and relicensure of licensed ambulance personnel, thereby affecting the provision of emergency medical services in all areas of the State; 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. 32 MRSA § 72, sub-§ 9 is enacted to read:

9. Regional council. "Regional council" means that group recognized by the department in each of the 5 regions of the State established for the delivery of emergency medical services.

Sec. 2. 32 MRSA § 73, sub-§ 1, as last amended by PL 1977, c. 241, §§ 5 and 6, is further amended by adding at the end a new sentence to read:

There shall also be up to 5 ex officio members, one designated from each existing regional council to serve on the board as a voting member with all rights and privileges.