

# MAINE STATE LEGISLATURE

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ONE - HUNDRETH LEGISLATURE

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Legislative Document

No. 1028

H. P. 741

House of Representatives, January 31, 1961

Referred to Committee on Health and Institutional Services. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Wheaton of Princeton.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-ONE

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AN ACT Clarifying the Plumbing Law.

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

**Sec. 1. R. S., c. 25, § 170, amended.** Section 170 of chapter 25 of the Revised Statutes is amended to read as follows:

'**Sec. 170. Plumbing.** In every ~~city or town~~ **municipality** where there is a ~~system of water supply or sewerage,~~ the local health officer may, ~~whenever necessary~~ he shall appoint **subject to the commissioner's approval** one or more inspectors of plumbing, who may or may not be residents of the ~~town or city~~ **municipality** for which they are appointed, and who shall hold office for one year, ~~or part thereof,~~ **until the first day of January of the following year.** Vacancies shall be filled in a like manner, except that when a local health officer fails to make an appointment or there is no local health officer the commissioner shall make the appointment. The commissioner may delegate authority to approve appointments of plumbing inspectors to the Director of Health.

The appointments of local plumbing inspectors shall be subject to the approval of the commissioner, and any vacancies in their offices not filled subject to the commissioner's approval may be filled by the commissioner for the unexpired term, provided the commissioner may delegate authority to approve appointments of plumbing inspectors to the director of health.'

**Sec. 2. R. S., c. 25, § 171, amended.** Section 171 of chapter 25 of the Revised Statutes is amended to read as follows:

'**Sec. 171. Compensation of inspectors; duties.** The compensation of said inspectors shall be determined by the local health officer appointing them, sub-

ject to the approval of the municipal officers, and shall be paid from the treasury of their respective ~~cities or towns municipalities~~. **Whenever the compensation of an inspector is not so determined, the department is authorized to pay him an amount not to exceed 2/3 of the amounts received for permit fees from such inspector.** Such inspectors shall inspect all plumbing, for which permits are granted, within their respective ~~cities or towns municipalities~~, which is in process of construction, alteration or repair, and shall report to said health officer all violations of any law, ordinance, by-law, rule or regulation relative to plumbing; and also perform such other appropriate duties as may be required. ~~The approval of plumbing by any inspector, other than those appointed as provided in the preceding section shall not be a compliance with the provisions hereof.~~

**Sec. 3. R. S., c. 25, § 174, amended.** The first paragraph of section 174 of chapter 25 of the Revised Statutes, is amended by chapter 200 of the public laws of 1959, is further amended to read as follows:

'The permit required by section 173 shall be issued on the payment of a fee of not less than 50c for each such permit but not more than \$2 per fixture, up to a total of 5 fixtures; for over 5 fixtures not less than 20c and not more than 60c shall be charged for each additional fixture, as shall be determined by such ordinance or by-law; **when the inspector's compensation is paid by the municipality** 1/3 of the amount of such fees shall be paid through the department to the Treasurer of State to be maintained as a permanent fund and used by the department for the carrying out of ~~the provisions of~~ sections 173 to 175. The remainder shall be paid to the treasury of the ~~city or town municipality~~ and used exclusively for carrying out the plumbing laws in such ~~cities or towns municipalities~~. Fixtures for the purposes of sections 173 to 175 shall be defined as receptacles intended to receive and discharge water, liquid or water carried wastes into a drainage system with which they are connected.'

**Sec. 4. R. S., c. 25, § 175, amended.** Section 175 of chapter 25 of the Revised Statutes is amended to read as follows:

'**Sec. 175. Regulations of department control where no local regulations made; local inspectors.** In any ~~city or town municipality~~ which does not prescribe plumbing regulations as provided for in section 173, the rules and regulations of the department in relation to plumbing work for the carrying of such waste and sewage and for the materials and sizes of pipe which carry water to all plumbing fixtures shall have full force and effect. Permits for the installation of such plumbing in such ~~cities or towns municipalities~~ shall be issued by ~~a local the inspector appointed or approved by the department~~ on the payment of such fees as shall be determined by ~~that the department within the limitations as to amount set forth~~ in section 174. ~~All amounts fees~~ so received shall be paid ~~into the state fund described in section 174~~ to the department not later than **June 30th and December 30th of each year to be used for the purposes stated in sections 171 to 174.**

**Sec. 5. R. S., c. 25, § 176, amended.** Section 176 of chapter 25 of the Revised Statutes is amended to read as follows:

**'Sec. 176. Annual reports.** Inspectors of plumbing and local health officers shall annually, before the first day of ~~June~~ **January**, make a full report in detail to their respective ~~cities or towns~~ **municipalities** of all their proceedings during the year under ~~the provisions of the 5 preceding~~ sections **170 to 175 and forward a copy of such report to the department.'**