

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

# STATE LAW LIBRARY

---

---

## ONE - HUNDRETH LEGISLATURE

---

---

**Legislative Document**

**No. 1350**

---

---

S. P. 407

In Senate, February 9, 1961

Taken from the table by Senator Edgar of Hancock. Referred to Committee on Legal Affairs. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Farris of Kennebec.

---

---

### STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-ONE

---

---

#### AN ACT Regulating Mechanical Rides by Insurance Department.

---

---

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

**Sec. 1. R. S., c. 100, §§ 69-A - 69-F, additional.** Chapter 100 of the Revised Statutes is amended by adding 6 new sections 69-A - 69-F, to read as follows:

#### ‘Mechanical Rides.

**Sec. 69-A. Definition of mechanical ride.** “Mechanical ride” means a power-operated device by which a person is conveyed, where control by the rider over the speed or direction of travel is incomplete. It does not include a vehicle the operation of which is regulated as to safety by any other provision of law except a municipal ordinance under chapter 90-A, section 3.

**Sec. 69-B. License required.** A person or organization may not operate a mechanical ride which is open to the public without first obtaining a license from the Insurance Commissioner.

**I. Inspection and license fee.** On receipt of an application for a license and a license fee of \$20 for each mechanical ride, the commissioner shall have it inspected.

**A. Exception.** A traveling amusement show or other organization which which pays a license fee under section 56 need not pay this license fee.

**II. License issued.** On inspection, if the mechanical ride appears to be in a safe operating condition, the commissioner shall issue the license. The license

is valid for a period of one year from date of issue. A license issued under this section does not exempt the holder from the nuisance provisions of chapter 141, section 8.

**Sec. 69-B. Use of fees.** The license fees must be credited to the Division of State Fire Prevention to defray its expenses. Any balance of the fees remaining at the end of any fiscal period is carried forward as a continuing account to be spent for the same purposes.

**Sec. 69-D. Regulations.** The Insurance Commissioner may adopt and amend reasonable regulations for the proper operation of mechanical rides.

**Sec. 69-E. Dangerous operation.** The Insurance Commissioner or any person designated by him may order that a mechanical ride being operated in a manner which is dangerous to the safety of the public be stopped until the condition is remedied.

**Sec. 69-F. Violation and penalty provisions.** A person or organization which operates a mechanical ride without first being licensed as provided in section 69-A, or which operates a mechanical ride in violation of a regulation adopted by the Insurance Commissioner or in violation of section 69-E shall be punished by a fine of not more than \$500 or by imprisonment for not more than 30 days, or by both.'

**Sec. 2.** R. S., c. 100, §§ 69 and 70, repealed. Sections 69 and 70 of chapter 100 of the Revised Statutes are repealed.

**Sec. 3.** R. S., c. 90-A, § 3, sub § V, ¶ G, additional. Subsection V of section 3 of chapter 90-A of the Revised Statutes, as enacted by section 1 of chapter 405 of the public laws of 1957 and amended by chapter 260 of the public laws of 1959, is further amended by adding a new paragraph G, to read as follows:

'G. Regulating the operation of mechanical rides as defined by chapter 100, section 69-A.'