

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 445

H. P. 327

House of Representatives, January 30, 1973

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

E. LOUISE LINCOLN, Clerk

Presented by Mr. Brown of Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT to Amend the Eating and Lodging Recreational Place
Licensing Law.

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

Sec. 1. R. S., T. 22, § 2481, amended. The first sentence of section 2481 of Title 22 of the Revised Statutes is amended to read as follows:

The designation "~~overnight camp~~" "**trailer park**" shall include, in addition to the usual interpretation, filling stations, seashore resorts, lakeshore places, picnic and lunch grounds or other premises where trailers, **tents, mobile homes or auto homes** ~~or house cars~~ are permitted to be parked for compensation, either directly or indirectly.

Sec. 2. R. S., T. 22, § 2482, amended. Section 2482 of Title 22 of the Revised Statutes is amended to read as follows:

§ 2482. License; required

No person, corporation, firm or copartnership shall conduct, control, manage or operate, for compensation, directly or indirectly, any catering establishment, or establishments preparing foods for vending machines dispensing foods other than in original sealed packages, **or any other establishment preparing food for human consumption other than on the premises**, or any eating or lodging place, recreational or ~~overnight camp~~ **trailer park**, unless the same shall be licensed by the department.

Sec. 3. R. S., T. 22, § 2483, amended. The first sentence of section 2483 of Title 22 of the Revised Statutes is amended to read as follows:

The department is empowered to license catering establishments, establishments preparing foods for vending machines dispensing foods other than in

original sealed packages, or any other establishment preparing food for human consumption other than on the premises, eating and lodging places, recreational and ~~overnight camps~~ trailer parks.

Sec. 4. R. S., T. 22, § 2484, amended. The first sentence of section 2484 of Title 22 of the Revised Statutes is amended to read as follows:

No person, corporation, firm or copartnership shall engage in the business of conducting an eating or lodging place, recreational camp or ~~overnight camp~~ trailer park without first procuring a license from the department for each eating or lodging place, recreational camp or ~~overnight camp~~ trailer park so conducted or proposed to be conducted.

Sec. 5. R. S., T. 22, § 2486, amended. The last sentence of the first paragraph of section 2486 of Title 22 of the Revised Statutes is amended to read as follows:

License shall not be required from dormitories of charitable, educational or philanthropic institutions, nor from private homes used in emergencies for the accommodation of persons attending conventions, fairs or similar public gatherings, nor from temporary eating and lodging places for the same, nor from railroad dining or buffet cars, nor from construction camps, nor from boardinghouses and camps conducted in connection with wood cutting and logging operations, nor from any boarding homes for the aged, blind or other persons over 16 years of age which are licensed under section 5, nor from any homes boarding children exclusively and which are licensed under section 3797, nor such business activities as are currently inspected by the State Department of Agriculture.

STATEMENT OF FACT

The suggested changes in sections 2482 and 2483 would empower the Department of Health and Welfare to license and inspect the establishments preparing food not for consumption on the premises. Presently many establishments preparing food such as Italian sandwiches are not covered by the licensing law.

Section 2486 provides that licenses shall not be required where the Department of Agriculture is currently making inspections.