

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)

FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 74

H. P. 62

House of Representatives, January 6, 1981

Submitted by the Department of Human Services pursuant to Joint Rule 24.

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

EDWIN H. PERT, Clerk

Presented by Mr. Brodeur of Auburn.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

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

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

Sec. 1. 22 MRSA § 2495, first ¶, 2nd sentence, as enacted by PL 1975, c. 496, § 3, is amended to read:

When any such applicant ~~upon inspection by the department, shall be~~ is found not to meet the requirements of this chapter or departmental regulations thereunder, the department ~~is authorized to~~ **may refuse to issue a license or at its discretion may** issue either a temporary license for a specified period not to exceed 90 days, during which time corrections specified by the department shall be made by said applicant for compliance, or a conditional license setting forth conditions which must be met by the applicant to the satisfaction of the department.

Sec. 2. 22 MRSA § 2495, 2nd ¶, first sentence, as enacted by PL 1975, c. 496, § 3, is amended to read:

~~A full year license~~ **Annual licenses** shall be issued ~~for one year from the date of issuance and the prescribed fee shall accompany the applicant for license.~~

Sec. 3. 22 MRSA § 2495, 3rd ¶, as enacted by PL 1975, c. 496, § 3, is amended to read:

The department shall, ~~during the 2 year period following the effective date of~~

~~this Act by prorating existing and new licenses~~, redistribute the expiration dates of ~~the existing~~ licenses so that an equal number expire in each ~~month~~ quarter of the year thus allowing for distributing the work of relicensure evenly throughout the year.

STATEMENT OF FACT

Under the present law, the department does not have specific authority to refuse to issue a license when an applicant does not meet basic requirements.

Furthermore, this proposal would allow the department to renew licenses in a more efficient manner.