

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 1395

7 H.P. 1051

House of Representatives, March 30, 1983

8 Submitted by the Department of Public Safety pursuant to Joint Rule 24.

9 Referred to the Committee on Legal Affairs. Sent up for concurrence and
ordered printed. Ordered sent forthwith.

10 EDWIN H. PERT, Clerk

Presented by Representative Cote of Auburn.

11 Cosponsors: Representative Perry of Mexico and Representative Stover of
West Bath.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-THREE
16

17 AN ACT to Amend the Law Governing
18 Traveling Shows.
19

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

22 8 MRSA §502, as repealed and replaced by PL 1977,
23 c. 433, §2, is repealed and the following enacted in
24 its place:

25 §502. Fees, prosecutions; traveling shows

26 The municipal officers of towns may grant
27 licenses for any of the exhibitions or performances
28 described in section 501, on receiving for their town
29 a sum which they deem proper, 24 hours or more being
30 allowed for the exhibitions or performance as they
31 may determine. They shall prosecute, by complaint for
32 the use of their town, all violations of section 501.

1 No traveling circus, traveling amusement show or
2 amusement device shall operate or exhibit any parade,
3 show or entertainment in this State without first
4 paying a license fee for each calendar year. Applica-
5 tion for the license shall be made to the Commis-
6 sioner of Public Safety and shall contain the name of
7 the person or corporation using or operating the
8 traveling circus, traveling amusement show or amuse-
9 ment device, and a statement of proposed territory
10 within the limits of the State, and names of the cit-
11 ies and towns in which the traveling circus, travel-
12 ing amusement show or amusement device is to operate
13 or exhibit. No traveling circus or traveling amuse-
14 ment show or amusement device may exhibit any parade,
15 show or entertainment in this State without first
16 furnishing the Commissioner of Public Safety, in an
17 amount to be determined by him, a certificate of
18 public liability insurance. Upon receipt of the
19 application, accompanied by a certificate of public
20 liability insurance and upon payment of the required
21 fee, a license shall be issued. For amusement shows,
22 carnivals, thrill shows, ice shows, rodeos or similar
23 types of performances which are held indoors or
24 outdoors, the fee shall be \$250. For circuses which
25 are held outdoors or under tents or similar temporary
26 cover or enclosure, the fee shall be \$500. For cir-
27 cuses held indoors in an auditorium, arena, civic
28 center or similar type building, the fee shall be
29 \$250. For circuses produced in their entirety by a
30 nonprofit, charitable organization, a license is re-
31 quired, but no fee may be charged. The amusement
32 device license fee shall be \$25 per amusement device.
33 A traveling amusement show, having amusement devices
34 and having secured a traveling amusement show li-
35 cence, shall pay an additional amusement device li-
36 cence fee for each amusement device over 8 rides.
37 "Amusement device" means a device by which a person
38 is conveyed, where control by the rider over the
39 speed or direction of travel is incomplete. It does
40 not include a vehicle or device, the operation of
41 which is regulated as to safety by any other provi-
42 sion of law, except a municipal ordinance under Title
43 30, section 2151, or any coin-operated kiddie amuse-
44 ment device on a nonmoving base which is designed to
45 accommodate one child.

