

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

SECOND REGULAR SESSION-2006

Legislative Document

No. 1753

S.P. 670

In Senate, December 30, 2005

**An Act To Set a Maximum on Penalties Imposed for Licensing
Violations by Eating Establishments, Eating and Lodging Places,
Lodging Places, Recreational Camps or Camping Areas**

Submitted by the Department of Health and Human Services pursuant to Joint Rule 204.
Received by the Secretary of the Senate on December 28, 2005. Referred to the Committee
on Health and Human Services pursuant to Joint Rule 308.2 and ordered printed pursuant to
Joint Rule 218.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator COWGER of Kennebec.

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

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4 **Sec. 1. 22 MRSA §2498, sub-§1, ¶C**, as amended by PL 2003, c.
673, Pt. X, §3, is further amended to read:

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8 C. Any person, corporation, firm or copartnership that
operates any eating establishment, eating and lodging place,
lodging place, recreational camp or camping area without
10 first obtaining a license as required by this chapter must
be punished, upon ~~conviction~~ adjudication of unlicensed
12 operation, by a fine of not less than \$25 nor more than
\$200, and upon a 2nd or subsequent ~~conviction~~, adjudication
14 of unlicensed operation must be punished by a fine of not
less than \$200 nor more than \$500. Each day any such
16 person, corporation, firm or copartnership operates without
obtaining a license constitutes a separate offense.

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SUMMARY

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22 This bill sets a maximum on the penalty that may be imposed
by the Department of Health and Human Services on any eating
24 establishment, eating and lodging place, lodging place,
recreational camp or camping area that operates without the
required license upon a 2nd or subsequent adjudication finding of
26 unlicensed operation.