

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)

EIGHTY-THIRD LEGISLATURE

Senate Document

No. 87

S. P. 220

In Senate, Feb. 16, 1927.

Referred to Committee on Legal Affairs and 500 copies ordered printed. Sent down for concurrence.

ROYDEN V. BROWN, Secretary.

Presented by Senator Foster of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-SEVEN

AN ACT to Establish a Uniform License Law for Summer
Camps.

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

Chapter one hundred forty-two of the public laws of nineteen hundred twenty-three is hereby amended by striking out the whole of said chapter and substituting therefor the following, so that said chapter as amended shall read as follows:

‘Section 1. No person, corporation, firm or copartnership shall conduct, control, manage or operate, directly or indirectly, any lodging house within this state, unless the same shall have been licensed by the “State Department of Health.”

Sect. 2. The term "lodging house" shall include hotels,
2 boarding houses, over-night camps, tents, boys' and girls'
3 summer camps run for profit, or other structure or struc-
4 tures, or space where lodgers are admitted or cared for;
5 but shall not include the place or places where lodging is
6 customarily let to less than three lodgers, nor to public or
7 private hospitals; nor to the dormitories of charitable, edu-
8 cational or philanthropic institutions; nor to the emergency
9 use of private dwelling houses at the time of conventions
10 nor to the entertainment at conventions or other similar
11 public gatherings; nor to lodging houses in cities that do
12 not receive transients; and the term "lodger" shall not be
13 deemed to include persons within the second degree of
14 kindred to the person so conducting said lodging house.

Sect. 3. P. L. 1919, Sec. 14. The State Department of
2 Health shall from time to time make and publish such or-
3 ders and regulation as they shall think necessary for the
4 protection of the health of the guests of such lodging houses,
5 and prepare blanks for reports on the observance of such
6 rules.

Sect. 4. The chief of the state highway police shall at
2 least once a month from May first to November first of
3 each year have the members of his department make reports
4 on such blanks to the Public Health Department.

Sect. 5. All licensees under this act shall post in a con-
2 spicuous place near the entrance to the lodging houses a
3 sign, the form of which shall be prescribed by the State

4 Department of Health, and which shall have painted on its
5 face the words: "Approved Lodging House" licensed by the
6 State of Maine.

Sect. 6. *Register to be kept; true name of guests to be
2 inscribed therein; contents and method of keeping register
3 prescribed; register open to inspection of licensing author-
4 ity; penalty for violation.* Every person conducting a hotel
5 or lodging house as defined and designated in this act shall
6 at all times keep and maintain, or cause to be kept and
7 maintained therein, a register in which shall be inscribed
8 the true name of each and every guest or person renting or
9 occupying a room or rooms, or space, therein. If the guest
10 or lodger is travelling by automobile and stores his auto-
11 mobile in a garage or parking place conducted by the lodg-
12 ing house, there shall be kept and maintained a register
13 which shall be inscribed with the name of the guest, his
14 chauffeur (if any), the registration number of the automo-
15 bile, the name of the state in which the automobile is reg-
16 istered, the name and type of the car and the manufactur-
17 er's identifying number. Such register shall be signed by
18 the person renting such room or rooms, or by someone un-
19 der his direction; and the proprietor of such hotel or lodg-
20 ing house, or his agent, shall thereupon write opposite such
21 name or names so registered the number of each room as-
22 signed to and occupied by each such guest, together with
23 the date such room is rented. The proprietor of such hotel
24 or lodging house, or his agent, shall also keep and preserve

25 a record showing the date when the occupant of each room
26 so rented shall quit and surrender the same. Such record
27 may be made a part of the register and both shall be kept
28 available for a period of two years at all reasonable times
29 to the inspection of any lawful agent of the licensing au-
30 thority.

Sect. 7. *No person shall write other than true name in
2 register. All persons must register.* No person shall write
3 or cause to be written, or if in charge of a register know-
4 ingly permit to be written in any register in any lodging
5 house or hotel any other or different name or designation
6 than the true name or names in ordinary use of the person
7 registering or causing himself to be registered therein. Nor
8 shall any person occupying such room or rooms fail to
9 register or fail to cause himself to be registered.

Sect. 8. *License may be revoked or suspended; hearing
2 must be held and licensee given opportunity to hear evi-
3 dence; notice how served, appeals.* A license issued under
4 the provisions of this act or an innkeepers' license, may be
5 revoked if at any time the licensing authority shall be satis-
6 fied that the licensee is unfit to hold the license. It shall
7 also have the right to suspend and make inoperative for
8 such period of time as it may deem proper all the afore-
9 said licenses mentioned herein for any cause deemed satis-
10 factory to it. The revocation and suspension shall not be
11 made until after investigation and hearing, nor until the
12 licensee shall have been given opportunity to hear the evi-

13 dence in support of the charge against him and to cross-
14 examine, himself or through counsel, the witnesses, nor
15 until the licensee shall have been given an opportunity to
16 be heard; notice of hearing shall be served on the licensee
17 or left at the premises of the licensee not less than three days
18 before the time set for the hearing. The licensing author-
19 ity, as designated in this act, is hereby specifically charged
20 with the duty of enforcing its provisions and of prosecut-
21 ing all offenders against the same. Appeal from the decision
22 of the licensing authority may be had to the supreme ju-
23 dicial court, or the superior court in and for the county in
24 which the licensing authority is located, in the usual man-
25 ner provided for appeals from municipal courts; courts of
26 competent jurisdiction, for due cause shown, may issue
27 temporary orders returning the enforcement of such revoca-
28 tions and suspensions and after full hearing may vacate
29 such temporary orders or make same permanent.

• Sect. 9. *Copy of this act to be posted near the register.* All
2 licensed inholders and all licensees under this act shall post
3 in a conspicuous place near the register, if required by the
4 licensing authority, a notice to be furnished by it containing
5 the provisions of this act relating to the entry of names in
6 the register, together with the penalties herein provided for
7 their violation.

Sect. 10. *Record of convictions to be transmitted by clerk
2 of court to licensing authority.* The clerk of a court in
3 which any person is convicted of a violation of any provi-

4 sion hereof shall forthwith send a copy of the record of
5 the conviction to the licensing authority in the city or town
6 where offense occurred. A license fee of five dollars a
7 year shall be charged for each lodging house having accom-
8 modations for less than eleven lodgers, ten dollars a year
9 for each lodging house having accommodations for more
10 than ten and less than fifty-one lodgers and twenty-five dol-
11 lars a year for lodging houses having accommodations for
12 more than fifty lodgers. All fees under this law to be pay-
13 able to the State Department of Health on the first day of
14 July of each year. All fees collected under this law shall
15 be paid by the State Department of Health into the state
16 treasury and are hereby appropriated for the use of the
17 State Department of Health in enforcing this law. The
18 licensee shall receive from the State Department of Health
19 free of charge a metal sign authorized by the State Depart-
20 ment of Health, license card for display, copies of statute
21 and state publicity.

Sect. 11. Each person, corporation, association, firm or
2 copartnership operating or conducting a place or building
3 where motor vehicles are stored or parked over night, shall
4 keep a register in which they shall enter the name of the
5 owner, the name of the driver, registration number of the
6 automobile, the name of the state in which the automobile
7 is registered, the name and type of the automobile and the
8 manufacturer's identifying number. This register, and that
9 provided in section six, shall always be open and available

10 to the officers of the state highway police, to members of
11 the sheriff's department of any county in the state, and the
12 police officers of any town or city in the state. Nothing
13 in this act shall be construed to apply to private garages
14 where automobiles are not stored by the public.

Sect. 12. Any person, corporation, association, firm or co-
2 partnership violating the provisions of the preceding sec-
3 tion shall be fined not less than seventy-five dollars nor more
4 than one hundred dollars for each offense.'