

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

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lease for more than one year without a review of his condition and a report thereof being recorded with the department.'

Sec. 28. R. S., c. 27, § 143, amended. Section 143 of chapter 27 of the Revised Statutes, as repealed and replaced by section 4 of chapter 189 of the public laws of 1959, is amended to read as follows:

'Sec. 143. Management; ages of inmates. The Pineland Hospital and Training Center, heretofore established at New Gloucester in the County of Cumberland, shall be maintained for the care, ~~and~~ education and treatment of persons of both sexes between the ages of 5 years and 55 years who are mentally retarded.

The director of the hospital shall be called the superintendent and shall be a qualified psychiatrist or pediatrician. He shall reside constantly at the hospital. He shall admit all persons committed or otherwise received pursuant to this chapter. He shall be responsible for the care, education, treatment and release of all patients and shall have direct supervision, management and control of the grounds, buildings and property, and officers and employees of the hospital subject to the approval of the department.'

Sec. 29. R. S., c. 27, § 143-A, amended. Section 143-A of chapter 27 of the Revised Statutes, as enacted by section 5 of chapter 189 of the public laws of 1959, is amended to read as follows:

'Sec. 143-A. Further purposes of Pineland Hospital and Training Center. Said hospital and training center shall further be maintained for the care, ~~and~~ education and treatment of such children between the ages of 6 years and 16 years as are deemed by the superintendent of said Pineland Hospital and Training Center to be suffering from psychoses, neuroses, psychoneuroses, behavior disorders or other mental disabilities.'

Sec. 30. R. S., c. 27, § 144, repealed. Section 144 of chapter 27 of the Revised Statutes, as amended, is repealed.

Effective September 16, 1961

Chapter 305

AN ACT Revising Laws Relating to Pollution Control.

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

Sec. 1. R. S., c. 79, § 1, amended. The first sentence of the 4th paragraph of section 1 of chapter 79 of the Revised Statutes is amended to read as follows:

'The commission may employ, subject to ~~the provisions of~~ the Personnel Law, and prescribe the powers and duties of such employees and obtain the services of consultants on a contractual basis or otherwise as may be necessary to carry out ~~the provisions of~~ this chapter.'

Sec. 2. R. S., c. 79, § 1, amended. The 3rd and 4th sentences of the 7th paragraph of section 1 of chapter 79 of the Revised Statutes, as enacted by chapter 365 of the public laws of 1957, are amended to read as follows:

'Municipalities and sewer districts shall submit to said commission for its advice and approval the plans and specifications for any proposed new system of drainage, sewage disposal or sewage treatment, except purely storm water systems and any alterations in existing facilities. The commission shall establish and enforce reasonable standards for the operation and maintenance of municipal treatment facilities.'

Sec. 3. R. S., c. 79, § 2, amended. The first sentence of the 12th paragraph of section 2 of chapter 79 of the Revised Statutes is amended to read as follows:

'Class D waters, the lowest classification, shall be considered as primarily devoted to the transportation of sewage and industrial wastes without causing a public nuisance as defined in chapter 141, section 6, by the creation of odor-producing sludge banks and deposits or other a nuisance condition and such waters shall contain dissolved oxygen at all times.'

Sec. 4. R. S., c. 79, § 4, amended. The first paragraph of section 4 of chapter 79 of the Revised Statutes is amended to read as follows:

'After adoption of any classification by the Legislature for surface waters or tidal flats or sections thereof, it shall be unlawful for any person, corporation, municipality or other legal entity to dispose of any sewage, industrial or other waste, either alone or in conjunction with another or others, in such manner as will, after reasonable opportunity for dilution and mixture, lower the quality of the any significant segment of said waters, tidal flats or section thereof, affected by this discharge, below the minimum requirements of such classification, and notwithstanding any licenses which may have been granted or issued under sections 8, 9 and 10.'

Effective September 16, 1961

Chapter 306

AN ACT Relating to the Control of Malfunctioning Disposal Systems.

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

R. S., c. 96, § 150-A, additional. Chapter 96 of the Revised Statutes is amended by adding a new section to be numbered 150-A, to read as follows:

'Sec. 150-A. Purpose, nuisance. Malfunctioning domestic sewage disposal units, including septic tanks, cesspools, cisterns, dry wells, drainage beds and the like, have become a menace to the health and general welfare of the citizens of this State, and are declared to be a nuisance.

I. Abatement procedure. The municipal officers upon complaint of any person or on their own information shall serve upon the owner or occupant of any premises within that municipality upon which there is a malfunctioning domestic sewage disposal unit, as described in this section, an order to remedy such condition within 10 days of service of the order.

II. Content of order and service. Such order shall be addressed to the owner of the premises, setting forth the date, the fact of the malfunctioning domestic