

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

# STATE OF MAINE

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

AS PASSED BY THE

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to do a similar business, or may merge or consolidate with such corporation; and it may buy or otherwise acquire the rights, permits, privileges, franchises or property of any person, partnership or corporation which may be desirable in the conduct of the business.

**Sec. 14. Reports.** After qualification prescribed by section 7, the corporation shall annually on the first day of April file a statement verified by at least 2 of the principal officers of said corporation showing its condition on the 31st day of December then next preceding, which shall be in such form and shall contain such matters as the Insurance Commissioner shall prescribe.

**Sec. 15. Visitation.** The Insurance Commissioner, or any deputy or examiner or other person whom he shall appoint, shall have the power of visitation and examination and free access to all the books, papers and documents that relate to any dental service plan operated or maintained by this corporation, and may summon and qualify witnesses under oath to examine its officers, agents or employees or other persons in relation to the affairs, transactions and conditions of the corporation.

**Sec. 16. Investments.** This corporation shall be restricted in its investments in the same manner as are savings banks in this State.

**Sec. 17. Disputes.** Any dispute arising between this corporation and any dentist with which the corporation has a contract for dental service may be submitted to the Insurance Commissioner for his decision with respect thereto. Any decision and findings of the Insurance Commissioner made under the provisions of this section shall not be any bar to constituted legal procedure for the review of such proceedings in a court of competent jurisdiction.

**Sec. 18. Limitation of actions.** No civil action based upon or arising out of a dentist-patient relationship shall be maintained against this corporation.

**Sec. 19. Dissolution.** Any dissolution of this corporation shall be conducted under the supervision of the Insurance Commissioner who shall have all power with respect thereto granted to him under the provisions of law with respect to the dissolution and liquidation of insurance companies.

**Sec. 20. Taxation.** This corporation is hereby declared to be a charitable and benevolent institution.

Effective September 3, 1965

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## Chapter 134

### AN ACT Relative to the Granting of Licenses for Certain Businesses and Purposes by the Municipal Officers of Town of Wells.

**Emergency preamble.** Whereas, no adequate provision now exists for the granting of licenses for certain businesses and purposes by the municipal officers of the Town of Wells; and

Whereas, authority to grant such licenses is urgent for the regulation and control of such businesses and purposes; and

Whereas, such authority is necessary for the preservation of the public peace, health, safety and welfare of the inhabitants of the Town of Wells; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. P. & S. L., 1961, c. 176, § 1, amended.** Section 1 of chapter 176 of the private and special laws of 1961 is amended to read as follows:

**'Sec. 1. Municipal officers authorized to grant certain licenses.** The municipal officers of the Town of Old Orchard Beach, ~~and~~ the Town of Bar Harbor **and the Town of Wells** are authorized to grant licenses in their respective towns for the following businesses and purposes, in accordance with such rules and regulations not inconsistent with law, as the Town of Old Orchard Beach may make, vote and establish by ordinance, and as the municipal officers of the Town of Bar Harbor **and the Town of Wells** may make, vote and establish by ordinance, not in excess of the sum of \$75. Such licenses shall expire on the first day of May of each year, unless otherwise provided, and no pro rate shall be allowed for any part-time license. A business engaging in any of the categories listed in section 3 may be listed for that category even though engaging in other categories not included in section 3.'

**Sec. 2. P. & S. L., 1961, c. 176, § 2, amended.** Section 2 of chapter 176 of the private and special laws of 1961 is amended to read as follows:

**'Sec. 2. Purpose.** The purpose of this Act is to provide the municipal officers of the Town of Old Orchard Beach, ~~and~~ the Town of Bar Harbor **and the Town of Wells** a reasonable medium for regulation of certain businesses and purposes.

**Sec. 3. P. & S. L., 1961, c. 176, § 4-B, additional.** Chapter 176 of the private and special laws of 1961 is amended by adding a new section 4-B to read as follows:

**'Sec. 4-B. Violation and penalties.** The municipal officers of the Town of Wells may provide a penalty of not more than \$100 for the violation of any ordinance authorized by this Act. All fines shall be recovered on complaint for the use of the municipality. The municipal officers may further provide by ordinance that any license issued under any ordinance may be suspended or revoked, and in the event of an appeal from conviction said license may be suspended until such time as a final decision has been rendered by the court.'

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.