

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fourth Legislature

OF THE

STATE OF MAINE

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AS PASSED BY THE
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1969

and in accordance with the regulations of the department.

Sec. 6. R. S., T. 26, § 114, amended. The 2nd paragraph of section 114 of Title 26 of the Revised Statutes is amended to read as follows:

For all initial permits issued there shall, at the time of issue thereof, be paid by the applicant to the department a fee of \$50, and an annual renewal charge of ~~\$5~~ \$10 shall be paid to the same department.

Sec. 7. R. S., T. 26, § 115, additional. Title 26 of the Revised Statutes is amended by adding a new section 115, to read as follows:

§ 115. Requirement of certificate of registration for sale

Only bedding, upholstered furniture and cushions for which the manufacturer or importer has been issued a certificate of registration as provided in section 111 may be sold or distributed in this State.

Sec. 8. Effective date. This Act shall become effective on January 1, 1970.

Effective January 1, 1970

Chapter 150

AN ACT Relating to Liquors Manufactured or Bottled in Maine.

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

R. S., T. 28, § 55, sub-§ 3, amended. The last sentence of subsection 3 of section 55 of Title 28 of the Revised Statutes is amended to read as follows:

The commission shall in their purchases of liquors give priority, wherever feasible, to those ~~made from the agricultural products of~~ products manufactured or bottled in this State.

Effective October 1, 1969

Chapter 151

AN ACT to Clarify the Barber Laws and Raise Certain Fees.

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

Sec. 1. R. S., T. 32, § 303, amended. The first sentence of section 303 of Title 32 of the Revised Statutes is amended to read as follows:

No school of barbering shall be approved by the board until it ~~shall attach to its staff a physician duly licensed to practice medicine in the state where the school is located, who shall instruct the students by lectures or demonstrations at least twice but not more than 4 times during the course~~ provides

for instruction to be given to all its students by lectures or demonstrations on subjects of sanitation, sterilization, general anatomy and diseases, ~~not~~ all as according to rules and regulations of the State Board of Barbers. No school of barbering shall be approved by the board unless it has a minimum requirement of a continuous course of study of 1,000 hours distributed over a term of not less than 6 months, including practical demonstrations, written or oral tests and theoretical and practical instruction in sanitation, fundamentals for barbering, hygiene, histology of the hair, skin, face and neck, diseases of the skin, hair, glands and nails, massaging and manipulating the muscles of the upper body, hair cutting, shaving and arranging, dressing, coloring, bleaching, tinting the hair, sterilization and the use of antiseptics, cosmetics and electrical appliances customarily used in the practice of barbering, which course of study and instruction shall be subject to the approval of said board.

Sec. 2. R. S., T. 32, § 303, amended. The 2nd paragraph of section 303 of Title 32 of the Revised Statutes, as amended by section 1 of chapter 38 of the public laws of 1965, is further amended to read as follows:

No person shall be engaged to instruct in any practice of barbering as defined in section 301 unless said instructor has a certificate to practice barbering under this chapter, excepting ~~physicians as specified~~ those persons instructing in the subjects of sanitation, sterilization, general anatomy and diseases, unless said person has in addition obtained an instructor's license, requirements of which shall be prescribed by the board, and the holder of said instructor's license shall pay to the secretary of the board the sum of \$5 in the first instance and \$5 for each yearly renewal thereof. The license shall run from the first day of January in each year for one year.

Sec. 3. R. S., T. 32, § 351, amended. The 2nd paragraph of section 351 of Title 32 of the Revised Statutes is amended to read as follows:

The board shall employ, subject to the terms of the Personnel Law, a full-time executive secretary ~~who may act as executive secretary for the barbers and hairdressers~~. The salary of said executive secretary shall be determined by the Board of Barbers ~~if such executive secretary acts solely for the barbers, and by the Board of Barbers and Board of Hairdressers if the executive secretary acts for both boards, and~~ to be paid from funds received under this chapter ~~and chapter 23~~. The executive secretary of said board shall keep a record of all proceedings, issue all notices except those required to be issued by the Administrative Hearing Commissioner under Title 5, chapters 301 to 307, certificates of registration and licenses, attest all such papers and orders as said board shall direct, make sanitary inspections at least twice a year of shops and other establishments subject to license under this chapter as directed by said board, and shall report annually to the Governor and Council giving a full statement of all receipts and expenditures and a statement of the work performed by the board during the year, together with such recommendations as deemed necessary. The board shall employ, subject to the terms of the Personnel Law, inspectors who shall make inspections of shops and other establishments subject to license under this chapter under the direction of the executive secretary, the salary of such inspectors to be determined by the board, and to be paid from funds received under this chapter ~~and chapter 23~~. The board shall have the right to dismiss, with cause, the executive secretary or the inspectors provided for in this section.

Sec. 4. R. S., T. 32, § 352, amended. The 2nd paragraph of section 352 of Title 32 of the Revised Statutes is amended to read as follows:

The board shall make rules and regulations not contrary to law, subject to Title 5, chapters 301 to 307 and the approval of the Department of Health and Welfare, prescribing the requirements for the construction, operation, maintenance, ~~and~~ sanitary requirements and courses of study of any school of barbering subject to a license under this chapter.

Sec. 5. R. S., T. 32, § 354, repealed and replaced. Section 354 of Title 32 of the Revised Statutes is repealed and the following enacted in place thereof:

§ 354. Disposition of fees

The fees received by the Board of Barbers under this chapter shall be paid to the Treasurer of State. Fees received under this chapter shall be used for carrying out the purposes of this chapter.

Sec. 6. R. S., T. 32, § 401, amended. The 2nd and 3rd sentences of the 3rd paragraph of section 401 of Title 32 of the Revised Statutes are amended to read as follows:

The fee for a license to operate a barber shop and the yearly renewal thereof shall be ~~\$7~~ \$10 yearly. Shop licenses that require a special inspection, such as new barber shops, change of barber shop location and change of barber shop ownership, shall be \$25 in the first instance including the license, and ~~\$7~~ \$10 for each yearly renewal thereof.

Sec. 7. R. S., T. 32, § 404, amended. The first sentence of section 404 of Title 32 of the Revised Statutes is amended to read as follows:

Every apprentice barber, in order to avail himself of this chapter shall, ~~within 10 days after~~ before entering upon his apprenticeship, file with the secretary of the board, on blanks which shall be provided by said board, the name and place of business of his employer, the date of commencement of such apprenticeship and full name and age of said apprentice, which age shall not be less than 17 years, and said blanks shall be accompanied by a registration fee of \$5.

Sec. 8. R. S., T. 32, § 405, amended. The last sentence of section 405 of Title 32 of the Revised Statutes is amended to read as follows:

The applicant shall pay to the board a fee of ~~\$5~~ \$15.

Sec. 9. R. S., T. 32, § 406, amended. The first paragraph of section 406 of Title 32 of the Revised Statutes, as amended by chapter 139 of the public laws of 1967, is further amended to read as follows:

The board shall furnish to each registered barber a certificate of registration in form prescribed by the board, bearing the seal of the board, certifying that the holder thereof is entitled to practice barbering in this State, and it shall be the duty of the holder of such certificate of registration to post the same in a conspicuous place where it may be readily seen by all persons on or before the first day of January in each year, and the holder of said certificate of registration shall pay to the secretary of the board the sum of ~~\$13~~ \$15

in the first instance and ~~\$13~~ \$15 for each yearly renewal thereof.

Effective October 1, 1969

Chapter 152

AN ACT Adding Airport Facilities to the Revenue Producing Municipal Facilities Act.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the immediate development of Maine's transportation system is of concern to all of the people of the State of Maine; and

Whereas, the passage of this Act will enhance the opportunity for airport development within this State; 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. R. S., T. 30, § 1901, sub-§ 1, repealed and replaced. Subsection 1 of section 1901 of Title 30 of the Revised Statutes, is repealed and the following enacted in place thereof:

1. **Airport.** "Airport" means any area of land or water which is used, or intended for use, for the landing and take-off of aircraft, any appurtenant areas which are used or intended for use, for airport buildings, other airport facilities, rights of way, together with all airport buildings, wharfs and facilities thereon.

1-A. **Clerk.** "Clerk" means the clerk of a municipality.

Sec. 2. R. S., T. 30, § 1901, sub-§ 11, amended. Subsection 11 of section 1901 of Title 30 of the Revised Statutes, as repealed and replaced by section 3 of chapter 429 of the public laws of 1967, is amended to read as follows:

11. **Revenue producing municipal facility.** "Revenue producing municipal facility" means an airport or a parking facility or a water system or a sewage disposal system.

Sec. 3. R. S., T. 30, § 4251, sub-§ 1, repealed and replaced. Subsection 1 of section 4251 of Title 30 of the Revised Statutes, as repealed and replaced by section 5 of chapter 429 of the public laws of 1967, is repealed and the following enacted in place thereof:

1. **Revenue producing facilities.** To acquire, construct, reconstruct, im-