

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)

ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fourth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with
the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1969

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
ONE HUNDRED AND FOURTH LEGISLATURE
1969

on the west designated by a series of red markers adjacent to the edge of the grassy marsh area from Kelley's Point to the southern boundary of said sanctuary.

No firearms may be carried on any part of said sanctuary except in the area designated above for motorboat use. Within this area firearms must be unloaded.

Effective October 1, 1969

Chapter 359

AN ACT Relating to Licensing of Ambulance Service, Vehicles and Personnel.

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

R. S., T. 32, c. 2, additional. Title 32 of the Revised Statutes is amended by adding a new chapter 2, to read as follows:

CHAPTER 2

AMBULANCE SERVICE

§ 61. Requirement for license

No ambulance service shall operate after June 30, 1970 unless it has been duly licensed by the Department of Health and Welfare pursuant to this chapter.

§ 62. Definitions

1. Ambulance. "Ambulance" means any vehicle that is specially designed or constructed and equipped, and is intended to be used for and is maintained or operated for the transportation of patients. The licensing of such vehicles is in addition to the licensing by the Secretary of State.

2. Ambulance equipment. "Ambulance equipment" means those materials and devices which are carried in an ambulance to provide for emergency care.

3. Ambulance personnel. "Ambulance personnel" means individuals responsible for the protection of the patient in preparation for and during transportation, except that ambulance personnel shall not include those persons whose exclusive function is to drive an ambulance. For emergency cases one trained licensed individual or physician, or an osteopathic physician or a registered or licensed nurse must be present in the vehicle either as driver or attendant.

4. Ambulance service. "Ambulance service" means any organization or

any person or persons setting themselves forth as providing transportation for ill or injured persons.

5. Board. "Board" means the advisory board to the Department of Health and Welfare for licensure of ambulance services, vehicles or ambulances, and ambulance personnel.

§ 63. Powers and duties

1. Advisory board. There shall be an advisory board to the Department of Health and Welfare for licensure of ambulance services, vehicles and personnel, consisting of 7 members appointed by the Governor. Two members shall be physicians, one licensed to practice medicine and one licensed to practice osteopathy. One member shall be a hospital administrator. One member shall be a representative of a recognized state safety association. Three members, at least one of whom shall be from a rural area, shall be representatives of an accredited ambulance service with not less than 3 years of such active experience.

2. Terms. The term of office of the members shall be 3 years, provided that of the members first appointed, 2 shall be appointed for terms of one year, 2 for terms of 2 years and 3 for terms of 3 years. A member shall not be appointed for more than 2 consecutive full terms. Each member of the board shall receive \$20 per day for the time spent in the performance of his official duties and shall be reimbursed for all appropriate travel and incidental expenses in carrying out his official duties.

3. Meetings. The board shall meet at least once each year and at such other times as may be provided by resolution of the board, or at the call of its chairman or the Commissioner of the Department of Health and Welfare.

4. Chairman; rules and regulations. The board shall elect a chairman and shall adopt and amend rules and regulations for the conduct of its business.

5. Duties. The board shall advise the Commissioner of Health and Welfare on: Standards and procedures for the licensing of the operation of ambulance services, requirements for the training, experience and qualifications of ambulance personnel and procedures for the licensing of such personnel, standards and procedures for the licensing of ambulance vehicles, and standards and procedures for the issuance, revocation and suspension of licenses and for the investigation of complaints filed with the Department of Health and Welfare and establishment of licensure fees. In advising on and setting said standards the board and commissioner shall, among other factors, take into consideration the various economic conditions existing in the diverse areas of the State of Maine.

6. Procedures. The Department of Health and Welfare shall adopt such forms, rules, regulations, procedures and records as may be necessary to fulfill the purposes of this chapter. Licenses shall be annual licenses based on the date of issuance, except that the department may issue conditional licenses for lesser periods of time.

§ 64. Appeals

Any person who is aggrieved by the decision of the Department of Health and Welfare in refusing to issue or renew a license may file a statement of complaint with the Administrative Hearing Commissioner designated in Title 5, chapters 301 to 307.

Effective October 1, 1969

Chapter 360

AN ACT Relating to Retail Sale of Wine.

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

Sec. 1. R. S., T. 28, § 2, sub-§ 25-A, additional. Section 2 of Title 28 of the Revised Statutes, as amended, is further amended by adding a new subsection 25-A, to read as follows:

25-A. Table wine. "Table wine" means any wine containing not more than 14% alcohol by volume, including sparkling wines.

Sec. 2. R. S., T. 28, § 9, amended. The first sentence of section 9 of Title 28 of the Revised Statutes, as enacted by section 53 of chapter 513 of the public laws of 1965, is amended to read as follows:

Notwithstanding any other statutes or rule or regulation of the commission to the contrary, no person, firm or corporation shall be denied a license for the retail sale of malt liquor or table wine solely because the retail store premises of the applicant has entrances, doorways or other apertures which are not securely and permanently sealed leading from the retail store premises of the applicant to other premises where other types of business are carried on, provided that the retail store premises of the applicant and the nonlicensed portions of the other premises are under a common roof and all merchandising in the building is done on a single floor having common entranceways into which all persons enter for both the proposed licensed premises and any unlicensed premises.

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

To buy and have in their possession wine, **except table wine**, and spirits for sale to the public.

Sec. 4. R. S., T. 28, § 55, sub-§ 6, amended. Subsection 6 of section 55 of Title 28 of the Revised Statutes is amended to read as follows:

6. Sell at retail. To sell at retail in state stores in original packages and for cash, either over the counter or by shipment to points within the State,