

MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

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THE KNOWLTON AND McLEARY COMPANY
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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature

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Any person ~~corporation or other legal entity who shall violate~~ violates any provision of this subchapter, ~~except sections 416 and 417 or who shall fail, neglect or refuse to obey any order, or~~ regulation, license or decision of the board lawfully issued pursuant hereto, shall be punished by a fine of not less than \$200 nor more than ~~\$1,000~~ \$25,000 for each day of such violation, failure, neglect or refusal after the expiration of any time limit set by the board.

Sec. 21. R. S., T. 38, § 453, amended. Section 453 of Title 38 of the Revised Statutes, as amended, is further amended by adding at the end the following new paragraph:

Any person who knowingly makes any false statement, representation or certification in any application, record, report, plan or other document filed or required to be maintained under this subchapter, or by any rule, regulation, license or order issued under this subchapter, or who falsifies, tampers with or knowingly renders inaccurate any monitoring device or method required to be maintained under this subchapter or any rule, regulation, license or order issued under this subchapter, shall, upon conviction, be punished by a fine of not more than \$10,000 or by imprisonment for not more than 6 months, or by both.

Sec. 22. R. S., T. 38, § 454, amended. Section 454 of Title 38 of the Revised Statutes, as last repealed and replaced by section 132 of chapter 544 of the public laws of 1971 and as amended, is further amended to read as follows:

§ 454. Injunctions, civil and criminal actions

In the event of any violation of any of the provisions of ~~this the laws which the Department of Environmental Protection is responsible for administering~~ subchapter, or of any order, regulation, ~~or~~ decision, license or permit of the board or decree of the court as the case may be, the Attorney General may institute injunction proceedings to enjoin the further violation thereof, a civil or criminal action ~~under sections 416, 417 and 453~~ or any appropriate combination thereof, without recourse to section 451. In addition to any other penalties provided by law, any person who violates any provision of this subchapter or any rule, regulation, license or order issued or promulgated hereunder, shall be subject to a civil penalty, payable to the State, not to exceed \$10,000 per day of such violation.

Effective October 3, 1973

CHAPTER 451

AN ACT Relating to Probate Fees.

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

Sec. 1. R. S., T. 18, § 2, amended. The first sentence of section 2 of Title 18 of the Revised Statutes is amended to read as follows:

A will may be deposited for safekeeping in the registry of probate in the county where the testator lives, and the register, on being paid ~~\$7~~ \$5, shall receive and keep it and give a certificate of the deposit thereof.

Sec. 2. R. S., T. 18, § 255, amended. The 2nd sentence of section 255 of Title 18 of the Revised Statutes is amended to read as follows:

Beneficiaries shall, upon application, be furnished with a copy of so much of the will as relates to them, upon payment of a fee of ~~50¢~~ \$1, provided the copy does not exceed 10 lines of legal cap paper of not less than 10 words in each line, and ~~5¢~~ 10¢ for each additional line of 10 words.

Sec. 3. R. S., T. 18, § 552, sub-§§ 2 and 4, amended. Subsections 2 and 4 of section 552 of Title 18 of the Revised Statutes, as amended, are further amended to read as follows:

2. **Petition to probate.** Receiving and entering each petition to probate a will, including foreign wills, and each petition for the administration of an estate, when the value of the estate is under \$1,000, \$2; \$1,000 to \$10,000, \$5; \$10,001 to \$25,000, \$10; \$25,001 to \$50,000, \$15; \$50,001 to \$100,000, \$20; over \$100,000, \$25; \$10,000 to \$20,000, \$10; \$20,001 to \$30,000, \$20; \$30,001 to \$40,000, \$30; \$40,001 to \$50,000, \$40; over \$50,000, \$50;

4. **Certificate of appointment.** Each certificate, under seal of the court, of the appointment and qualification of an administrator, executor, guardian or trustee, ~~\$1~~ \$3 and for each double certificate, ~~\$2~~ \$5;

Sec. 4. R. S., T. 18, § 552, sub-§§ 5 and 6, additional. Section 552 of Title 18 of the Revised Statutes, as amended, is further amended by adding 2 new subsections, 5 and 6, to read as follows:

5. **Guardians.** Filing petition for guardian, \$5;

6. **Involuntary hospitalization.** Filing application for involuntary hospitalization, \$5.

Sec. 5. R. S., T. 18, § 852, amended. The last sentence of the next to the last paragraph of section 852 of Title 18 of the Revised Statutes is amended to read as follows:

The fees for making and recording said copy shall be ~~the same as for making and recording abstracts of wills~~ \$5.

Sec. 6. R. S., T. 19, § 531, amended. Section 531 of Title 19 of the Revised Statutes, as repealed and replaced by chapter 539 of the public laws of 1969 and as amended, is further amended by adding after the first sentence a new sentence to read as follows:

The fee for filing such petition shall be \$5.

Sec. 7. R. S., T. 19, § 584, amended. Section 584 of Title 19 of the Revised Statutes is amended by adding at the end the following new sentence:

The fee for filing such petition shall be \$5.

Sec. 8. R. S., T. 19, § 781, amended. Section 781 of Title 19 of the Revised Statutes is amended by adding at the end the following new sentence:

The fee for filing such petition shall be \$5.

Sec. 9. **Effective date.** This Act shall become effective January 1, 1974.

Effective January 1, 1974

CHAPTER 452

AN ACT Creating the Stationary Steam Engineers' and Boiler Operators' Licensing Law.

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

Sec. 1. R. S., T. 26, § 178, repealed and replaced. Section 178 of Title 26 of the Revised Statutes, as enacted by section 1 of chapter 447 of the public laws of 1971, is repealed and the following enacted in place thereof:

§ 178. Stationary steam engineers and boiler operators

1. **Licenses.** In order to safeguard life, health and property, the Board of Boiler Rules shall, as set forth in this section, provide for the licensing of stationary steam engineers and boiler operators. Such licensing shall be voluntary on the part of the stationary steam engineers and boiler operators until such times as hereinafter set forth in this section.

A. Starting September 1, 1974, no person shall operate or have charge of any plant having a capacity of over 50,000 #/HR unless he holds a valid license of the proper grade issued by the board.

B. Starting September 1, 1975, no person shall operate or have charge of any plant having a capacity of over 25,000 #/HR unless he holds a valid license of the proper grade issued by the board.

C. Starting September 1, 1976, no person shall operate or have charge of any plant having a capacity of over 15,000 #/HR unless he holds a valid license of the proper grade issued by the board.

D. Starting September 1, 1977, no person shall operate or have charge of any plant having a capacity of over 5,000 #/HR unless he holds a valid license of the proper grade issued by the board.

E. The board shall set the dates after September 1, 1977 when persons operating or having charge of plants having a capacity of under 5,000 #/HR shall be required to be licensed.

Those persons operating boilers exempted under section 142 shall be exempt from the licensing requirements of paragraphs A to E.

After the effective date of this Act, all those holding State of Maine stationary steam engineers' licenses shall be allowed to renew their licenses without further examination and, upon application, the board shall convert a currently valid State of Maine fireman's license to a boiler operator's license.