

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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OF THE
STATE OF MAINE
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4. Denial. The board or administrator may refuse to grant a rent increase under this section, if it determines that the affected rental unit does not comply with the state sanitary code and any applicable municipal codes, ordinances or bylaws and if it determines that such lack of compliance is due to the failure of the landlord to provide normal and adequate repair and maintenance. The board or the administrator may refuse to grant a rent decrease under this section if it determines that a tenant is in arrears in payment of rent.

5. Termination procedure. The board or administrator may adjust or eliminate rent controls if, in its judgment the need for continuing rental levels no longer exists because of sufficient construction of new rental units or because the demand for rental units has been otherwise met. Any maximum rental level removed under this paragraph shall be reimposed or adjusted and reimposed upon a finding by the rent board or administrator that a substantial shortage of rental units exists in such municipality and that the reimposition of rent control is necessary in the public interest. Any action under this paragraph shall be subject to the hearing and notice requirements of section 3576.

§5376. Judicial review

Any person who is aggrieved by any action, regulation or order of the board or administrator may file a complaint against the board or administrator in the District Court having jurisdiction over the area in which the property is located and thereupon an order or notice shall be issued by such court and served on the board or administrator as provided in the case of a civil action. Such District Court shall have exclusive original jurisdiction over such proceedings. All orders, judgments and decrees of such District Court may be appealed as is provided in the case of a civil action in such District Court.

Effective October 3, 1973

CHAPTER 507

AN ACT to Provide for Reduction of Sentence for Inmates of State Correctional Facilities who Donate Blood.

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

R. S., T. 34, § 507, additional. Title 34 of the Revised Statutes is amended by adding a new section 507 to read as follows:

§ 507. Reduction of sentence

A prisoner of any state correctional institution may have his sentence reduced by 5 days for each pint of blood donated by him to any veterans' organization, civil defense unit, blood bank or hospital or to the Armed Forces of the United States or the Red Cross or for the purpose of scientific research. Such reduction of sentence shall be applicable to the minimum sentence of the prisoner. Each prisoner shall be limited to one donation every 6 months. Any reduction of sentence so earned shall not be subject to for-

feiture. The blood so donated shall not be used in any way commercially or for a profit. A list of all such blood donors and the amounts of blood donated by each shall be kept by the warden or superintendent of the correctional institution.

Effective October 3, 1973

CHAPTER 508

AN ACT Extending Regulation of Fishing Methods and Quantity and Types of Gear Used.

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

R. S., T. 12, § 3403, amended. Section 3403 of Title 12 of the Revised Statutes, as amended by section 1 of chapter 337 of the public laws of 1967, is further amended by adding a new paragraph before the first paragraph to read as follows:

All general laws of Maine fixing or regulating minimum or maximum sizes of fish, shellfish or lobsters, or regulating fishing methods, quantity and types of gear, or regulating or prohibiting the sale, transportation or possession of fish, shellfish or lobsters, respectively, shall apply to all persons, and to holders of licenses under section 3751 et. seq., whether these persons and license holders conduct these activities within waters of the State of Maine or within waters under the jurisdiction of the United States but not another state, to the extent provided in Title 1, section 2.

Effective October 3, 1973

CHAPTER 509

AN ACT to Adjust Certain Salary Provisions of State Officers and Officials.

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

Whereas, because of competitive salaries being paid industry and other governmental jurisdictions, salaries paid state officers and officials must be adjusted in order to retain and recruit such officers and officials; and

Whereas, efficiency of the administration of State Government in all departments is vitally affected; 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: