

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature  
1ST SPECIAL SESSION  
JANUARY 2, 1974 TO MARCH 29, 1974  
AND BY THE  
One Hundred and Seventh Legislature  
REGULAR SESSION  
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,  
SECTION 164, SUBSECTION 6.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1975

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Sixth Legislature

AT THE  
SPECIAL SESSION

January 2, 1974

to

March 29, 1974

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B. The commission is authorized to promulgate rules and regulations which it deems necessary for carrying out the provisions of this section.

Effective June 28, 1974

## CHAPTER 748

### AN ACT Offering Alternative Arrangements for Funding of Students living on Federal Establishments.

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

R. S., T. 20, § 3713, sub-§ 3, ¶ D, amended. Paragraph D of subsection 3 of section 3713 of Title 20 of the Revised Statutes, as enacted by section 1 of chapter 556 of the public laws of 1973 and as amended by section 52-D of chapter 571 of the public laws of 1973, is further amended by adding at the end the following new paragraph:

Whenever a unit, under special arrangement with the Federal Government, elects to educate pupils who reside on land under control of the Federal Government, and that unit has raised the amount allowable under this Title for school purposes, and still has insufficient funds to operate its schools, that unit may apply to the State Board of Education for a subsidy adjustment. The State Board of Education shall adjust the aid to the unit provided that such an adjustment when combined with federal dollars does not exceed the per pupil allocation computed for the resident pupils of that school unit. Such an adjustment shall be made only after justification has been submitted to the board.

Effective June 28, 1974

## CHAPTER 749

### AN ACT Authorizing Municipal Auditoriums to Have a Liquor License.

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

Sec. 1. R. S., T. 28, § 2, sub-§ 16, amended. Subsection 16 of section 2 of Title 28 of the Revised Statutes, as repealed and replaced by chapter 363 of the public laws of 1965 and as amended, is further amended by adding at the end a new paragraph to read as follows:

Premise or premises shall include municipally-owned and operated auditoriums or civic centers. However, there shall be no sales of malt liquor, wine or spirits permitted during any school activities or events primarily attended by minors in the rooms where these activities are taking place.

Sec. 2. R. S., T. 28, § 2, sub-§ 14-B, additional. Section 2 of Title 28 of the Revised Statutes, as amended, is further amended by adding a new subsection 14-B, to read as follows:

14-B. Municipal auditorium. "Municipal auditorium" shall mean a municipally-owned and operated auditorium or civic center.

**Sec. 3. R. S., T. 28, § 101, sub-§ 14, additional.** Section 101 of Title 28 of the Revised Statutes, as amended, is further amended by adding a new subsection 14, to read as follows:

**14. Shall licenses be granted in this city or town for the sale herein of malt liquor (beer, ale and other malt liquors), wine and spirits to be consumed on the premises of a municipal auditorium?**

**Sec. 4. R. S., T. 28, § 701, amended.** Section 701 of Title 28 of the Revised Statutes, as amended, is further amended by adding at the end of the first paragraph the following:

<b>Municipal auditorium—Malt liquor</b> .....	<b>\$200</b>
<b>Municipal auditorium—Spirituous and vinous</b> .....	<b>\$750</b>

**Sec. 5. R. S., T. 28, § 752, amended.** The first sentence of section 752 of Title 28 of the Revised Statutes is amended to read as follows:

No license to sell malt liquor to be consumed on the premises where sold shall be issued to any person for any premises, except a bona fide hotel, restaurant, tavern, ~~or~~ club or municipal auditorium, nor unless the application therefor be approved by the municipal officers of the city or town where such hotel, restaurant, tavern, ~~or~~ club or municipal auditorium is located, and if such hotel, restaurant, tavern or club is located in an unorganized place, the application shall be approved by the county commissioners of the county within which such unorganized place is located.

**Sec. 6. R. S., T. 28, § 752, amended.** Section 752 of Title 28 of the Revised Statutes is amended by adding at the end a new paragraph to read as follows:

**Licenses granted to municipal auditoriums may only be used in conjunction with a function or event held on the licensed premises and the licensee must notify the Bureau of Liquor Enforcement at least 24 hours in advance of such a function or event.**

**Sec. 7. R. S., T. 28, § 801, amended.** The first sentence of section 801 of Title 28 of the Revised Statutes, as amended by section 3 of chapter 144 of the public laws of 1965 and section 12 of chapter 500 of the public laws of 1969, is further amended to read as follows:

Licenses for the sale of spirituous and vinous liquor and malt liquor to be consumed on the premises where sold may be issued to clubs and to bona fide hotels, restaurants, vessels, railroad dining cars, ~~and~~ airlines and municipal auditoriums on payment of the fees provided; subject to the condition that the application therefor be approved by the municipal officers of the town or city in which such intended licensee, if operating a club, restaurant, ~~or~~ hotel or municipal auditorium is operating the same, and if said hotel, restaurant or club is located in an unorganized place, said application shall be approved by the county commissioners of the county, within which such unorganized place is located, and subject to the further condition that licenses issued to restaurants, except class A restaurants, shall be limited to malt liquor or wine, or both.

**Sec. 8. R. S., T. 28, § 801, amended.** Section 801 of Title 28 of the Revised Statutes, as amended by section 3 of chapter 144 of the public laws of 1965

and section 12 of chapter 500 of the public laws of 1969, is further amended by adding at the end a new paragraph to read as follows:

Licenses granted to municipal auditoriums may only be used in conjunction with a function or event held on the licensed premises and the licensee must notify the Liquor Commission at least 24 hours in advance of such a function or event.

Effective June 28, 1974

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## CHAPTER 750

### AN ACT Relating to Representation of School Administrative Districts.

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

Whereas, the federal courts have ruled that each person on a board must represent substantially the same number of people; and

Whereas, several School Administrative Districts are in the process of reapportionment; and

Whereas, new and clear procedures are necessary in order that all reapportionment problems can be resolved; 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. 20, § 215, sub-§ 3, repealed and replaced.** Subsection 3 of section 215 of Title 20 of the Revised Statutes, as amended, is repealed and the following enacted in place thereof:

**3. Meeting.** The members of the school committee and the municipal officers of the municipalities within the proposed School Administrative District shall meet at the time and place appointed and organize the meeting by electing a chairman and a secretary. No action shall be taken at the meeting unless at the time of the convening thereof there are present at least  $\frac{1}{2}$  of the total number of municipal officers and school committee members eligible to attend and vote at said meeting, other than to report to the board that a quorum was not present and request said board to issue a new notice for another meeting in the same manner set forth in subsection 2. If the school committee or municipal officers representing a municipality exceed 3 in number, the school committee or municipal officers shall choose 3 from their respective membership to represent the municipality for the purposes set forth in this section. The purpose of the meeting shall be to determine a fair and equitable number of school directors to be elected by and to represent each participating municipality and to apportion the voting power among the directors consistent with section 301. The date upon which all municipalities shall vote on the articles of district formation submitted by the state board