

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.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1975

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Seventh Legislature

1975

CHAPTER 60

AN ACT Combining the Towns of Yarmouth and North Yarmouth as One Municipality for Shellfish Conservation Purposes.

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

12 MRSA § 4252, sub-§ 4, as enacted by PL 1965, c. 33, § 7, is amended to read:

4. **Municipality defined.** For the purposes of this section and section 4251, municipality includes a village corporation and the combined territory of the Towns of Yarmouth and North Yarmouth as one municipality.

Effective October 1, 1975

CHAPTER 61

AN ACT to Abolish the State-wide Central Tumor Registry of the Department of Health and Welfare.

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

22 MRSA § 1403, as enacted by PL 1971, c. 603, is repealed.

Effective October 1, 1975

CHAPTER 62

AN ACT to Provide Continuing Jurisdiction over Juvenile Offenses.

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

Whereas, many juveniles who commit acts or offenses which may be deemed juvenile offenses escape the jurisdiction of the juvenile court because they become 18 years old prior to the time a petition can be brought or a hearing can be had; and

Whereas, many other juvenile offenders who were subject to the jurisdiction of the juvenile court must nevertheless be discharged from probation, the Boys Training Center or Stevens School when they attain the age of 18 no matter when adjudication was made; and

Whereas, the foregoing has resulted in outright deprivation of the juvenile court's jurisdiction or premature termination of its continuing jurisdiction and a complete frustration of the rehabilitative and protective purposes of the juvenile law; 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. 15 MRSA § 2502, sub-§ 4, as last amended by PL 1973, c. 351, is further amended to read:

4. Juvenile offender. "Juvenile offender" means any ~~child under 18 years of age~~ juvenile who has been found by an appropriate juvenile court to have committed any of the acts or offenses specified in chapters 401 to 409.

Sec. 2. 15 MRSA § 2502, sub-§ 5, as last amended by PL 1971, c. 598, § 16, is repealed and the following enacted in place thereof:

5. Juvenile. "Juvenile," for purposes of chapters 401 to 409, means any person who was under the age of 18 years at the time the act or offense specified in chapters 401 to 409 was committed, but shall not include any person who has attained the age of 21 years.

Sec. 3. 15 MRSA § 2611, sub-§ 4, ¶ A-1, as enacted by PL 1971, c. 121, § 1, is amended to read:

A-1. Commit to the Men's Correctional Center or the Women's Correctional Center, if the juvenile is of the proper age, said commitment to be governed by Title 34, section 802 or 853;

Sec. 4. 15 MRSA § 2714, 2nd sentence, as last amended by P & SL 1973, c. 53, is further amended to read:

All commitments of such children shall be ~~for the term of their minority~~ until the age of 21, unless sooner discharged by the superintendent; but no child shall be committed who is deaf, mute, blind or a proper subject for the Augusta Mental Health Institute, the Bangor Mental Health Institute or the Pineland Center.

Sec. 5. 15 MRSA § 2718, as last amended by PL 1965, c. 3, is further amended to read:

§ 2718. Discharge

The superintendent shall cause to be discharged all children committed to the center at the ~~expiration of their minority~~ age of 21 and may discharge any child as rehabilitated during such child's term of commitment.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective March 18, 1975

CHAPTER 63

AN ACT to Clarify the Maine Consumer Credit Code as it Applies to Consumer Credit Sales Pursuant to which no Finance Charge is Made.

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

Whereas, the Maine Consumer Credit Code, Title 9-A of the Revised Statutes, presently may include jurisdiction over consumer credit sales where payment of the sale takes more than 4 payments even though no finance charge is made on the sale; and