

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

any subsequent conviction, shall constitute a rebuttable presumption of sufficient rehabilitation.

§ 5303. Time limit on consideration of prior criminal conviction

The procedures outlined in sections 5301 and 5302 for the consideration of prior criminal conviction as an element of fitness to practice a licensed trade or occupation shall apply within 3 years of the applicant's final discharge, if any, from the correctional system. Beyond the 3-year period, exoffender applicants with no additional convictions are to be considered in the same manner as applicants possessing no prior criminal record for the purposes of licensing decisions.

§ 5304. Appeals

Any person who is aggrieved by the decision of any licensing agency in possible violation of this chapter may file a statement of complaint with the Administrative Court Judge designated in chapters 301 to 307.

Effective October 1, 1975

CHAPTER 151

AN ACT to Protect Recipients of Certain Benefits Against Discrimination in Rental Housing.

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

Sec. 1. 5 MRSA § 4582, as last amended by PL 1973, c. 705, § 8, is further amended by adding at the end the following new paragraph:

For any person furnishing rental premises to refuse to rent or impose different terms of tenancy to any individual who is a recipient of federal, state or local public assistance, including medical assistance and housing subsidies solely because of such individual's status as such recipient.

Sec. 2. 5 MRSA § 4583, as last amended by PL 1973, c. 705, § 9, is further amended to read:

§ 4583. Application

Nothing in this Act shall be construed in any manner to prohibit or limit the exercise of the privilege of every person and the agent of any person having the right to sell, rent, lease or manage a housing accommodation to set up and enforce specifications in the selling, renting, leasing or letting thereof or in the furnishings of facilities or services in connection therewith which are not based on the race, color, sex, physical handicap, religion or country of ancestral origin, the receipt of public assistance payments of any prospective or actual purchaser, lessee, tenant or occupant thereof. Nothing in this Act contained shall be construed in any manner to prohibit or limit the exercise of the privilege of every person and the agent of any person making loans for or offering financial assistance in the acquisition, construction, rehabilitation, repair or maintenance of housing accommodations, to set stand-

ards and preferences, terms, conditions, limitations or specifications for the granting of such loans or financial assistance which are not based on the race, color, sex, physical handicap, religion or country of origin, the receipt of public assistance payments of the applicant for such loan or financial assistance or, of any existing or prospective owner, lessee, tenant or occupant of such housing accommodation.

Effective October 1, 1975

CHAPTER 152

AN ACT Providing Compensation for Members of Inland Fisheries and Game Advisory Council.

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

12 MRSA § 1955, 4th sentence, is amended to read:

The members of the advisory council shall receive ~~no compensation~~ \$25 per diem for their services, ~~but~~ and said council shall be allowed actual expenses not to exceed \$2,000 for each fiscal year.

Effective October 1, 1975

CHAPTER 153

AN ACT Establishing the Code of Fair Practices and Affirmative Action as the Equal Opportunity Standard for State Financed Agencies.

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

Sec. 1. 5 MRSA c. 65 is enacted to read:

CHAPTER 65

CODE OF FAIR PRACTICES AND AFFIRMATIVE ACTION

§ 781. Code of Fair Practices and Affirmative Action

The State of Maine is an equal opportunity employer and as such will require all its agencies to pursue in good faith affirmative action programs.

§ 782. Definition of affirmative action

An affirmative action program includes procedures designed to increase the numbers of minorities and women at all levels and in all segments of the work force where imbalances exist. Such a program should include an assessment of the existing situation, and the development of realistic goals for necessary action. These goals and related procedures and timetables should not require rigid quotas, but are commitments which an employer should make every good faith effort to achieve.