

# 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 Seventh Legislature

1975

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Sec. 11. 22 MRSA § 1324-A is enacted to read:

§ 1324-A. Liability of owner of residential property; damages

The owner of any residential property or child care facility shall be liable for all damages caused by his failure to perform the duties required of him pursuant to this chapter.

The owner of any residential property or child care facility who is notified pursuant to this chapter of a dangerous level of lead in paint, plaster or other material present upon his premises and who does not satisfactorily correct or remove said dangerous conditions shall in addition to the preceding paragraph be subject to punitive damages, which shall be treble the actual damages found.

Sec. 12. 22 MRSA § 1325, as enacted by PL 1973, c. 367, is amended to read:

§ 1325. Violation

Any person who violates any section of this chapter shall be punished for each violation by a fine of not more than ~~\$100~~ \$500 or by imprisonment for not more than 3 6 months, or by both. Violations existing within individual dwelling units or child care facilities shall be considered separate violations.

Sec. 13. 22 MRSA § 1326 is enacted to read:

§ 1326. Injunction requiring removal

If the lead base substance remains a health hazard at the expiration of 30 days or extension given by the commissioner, section 1321, the State may in addition to any other remedies it has, seek a mandatory injunction ordering the health hazard removed by a suitable 3rd party at the expense of the owner of the dwelling, dwelling unit or child care facility.

Effective October 1, 1975

## CHAPTER 240

**AN ACT to Authorize the Board of Environmental Protection to Solicit and Receive Testimony on the Economic Effects of Proposed Developments.**

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

38 MRSA § 484, 2nd ¶, as last amended by PL 1971, c. 618, § 12, is further amended by adding a new sentence at the end to read:

The board may at such hearing also receive testimony on the economic effect of such development.

Effective October 1, 1975