

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

ment shall be the successor in every way to the powers, duties and functions of the former Bureau of Human Services.

2. Rules, regulations and procedures. All existing rules, regulations and procedures in effect, in operation or promulgated in or by the Bureau of Human Services, or in or by any administrative units or officers thereof, are hereby declared in effect and shall continue in effect until rescinded, revised or amended by the proper authority.

3. Contracts, agreements, compacts. All existing contracts, agreements and compacts currently in effect in the Bureau of Human Services shall continue in effect.

4. Personnel. Any positions, authorized and allocated subject to the Personnel Law, to the former Bureau of Human Services shall be transferred to the Bureau of Resource Development and may continue to be authorized.

5. Records, property and equipment. All records, property and equipment previously belonging to or allocated for the use of the former Bureau of Human Services shall become, on the effective date of this Act, part of the property of the Bureau of Resource Development.

6. Forms, licenses, letterheads. All existing forms, licenses, letterheads and similar items bearing the name "Bureau of Human Services" or which make reference thereto may be utilized by the Bureau of Resource Development until existing supplies of such items are exhausted.

Effective October 1, 1975

CHAPTER 294

AN ACT Concerning the Fee for a First-time Real Estate Broker's License.

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

32 MRSA § 4110, 4th sentence, is amended to read:

Such fee shall entitle any applicant for a license to take the examination which is next given by the commission without additional charge should the applicant fail to pass the first examination and the fee for a broker's license shall be reduced by \$5 for each 6 months remaining on an applicant's unexpired salesman's license.

Effective October 1, 1975

CHAPTER 295

AN ACT Relating to Innkeepers, Victualers and Lodging Houses.

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

Sec. 1. 30 MRSA § 2701 is amended to read:

§ 2701. Fraud by guest or customer

Whoever obtains food, lodging or other accommodations at any hotel, inn, boardinghouse, **campground** or eating house, with intent to defraud the owner or keeper thereof, shall be punished by a fine of not more than ~~\$100~~ \$1,000 or by imprisonment for not more than ~~3~~ 11 months.

Sec. 2. 30 MRSA § 2703 is amended to read:

§ 2703. Copies of law posted

Every ~~hotel keeper~~ hotelkeeper, innkeeper or boardinghouse keeper within this State shall keep a copy of sections 2701 to 2703, printed in distinct type, posted in not less than 10 conspicuous places in his hotel, inn, boardinghouse or eating house, and he shall post a copy in one conspicuous place in the restaurant or other eating establishment. A campground operator or keeper shall post a copy at the place of registration.

Sec. 3. 30 MRSA § 2703-A is enacted to read:

§ 2703-A. Posting of rates; liability for overcharge

Every hotelkeeper, innkeeper, boardinghouse keeper or lodging house keeper within this State shall post in every bedroom a schedule of the maximum daily rates for that room for occupancy by one or more persons, and any requirement for minimum number of days for which that room may be rented. No such keeper shall charge or collect a sum greater than the posted rate schedule. Any such keeper who charges or collects more than the posted rate schedule shall be liable in an action at law to the person so charged or paying in an amount equal to 3 times the total amount of the bill collected.

Sec. 4. 30 MRSA § 2753, as last amended by PL 1965, c. 243, § 7, is repealed.

Sec. 5. 30 MRSA § 2854 is repealed and the following enacted in place thereof:

§ 2854. Disorderly conduct prohibited

No innkeeper, hotelkeeper, boardinghouse keeper, lodging house keeper, campground operator or keeper or victualer shall suffer any reveling, riotous or disorderly conduct in his inn, hotel, boardinghouse, lodging house, restaurant, shop or other premises, nor any drunkenness or excess therein.

Whoever refuses or fails to leave any such place when requested to do so by the owner, manager, clerk, agent or servant thereof shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than \$1,000, or by imprisonment for not more than 11 months, or by both.

Sec. 6. 30 MRSA §§ 2854-A and 2854-B are enacted to read:

§ 2854-A. Removal of hotel property

Any person who shall remove or attempt to remove from any hotel, inn,

boardinghouse, lodging house, campground or restaurant any article of property belonging to or in use in such establishment shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than 11 months, or by both.

§ 2854-B. Damage to hotel property

Any guest, boarder, occupant or other person in a hotel, inn, boardinghouse, lodging house, campground or restaurant who intentionally destroys or damages any property belonging to or in use in such establishment is guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than 11 months, or by both.

Effective October 1, 1975

CHAPTER 296

AN ACT Relating to the Osteopathic Student Loan Fund.

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

20 MRSA § 2242, as last amended by PL 1971, c. 610, § 22, is further amended by adding after the first paragraph a new paragraph to read as follows:

The program shall be a continuing one. The commissioner shall include in his biennial budget an appropriate request adequate to fund the loan program.

Effective October 1, 1975

CHAPTER 297

AN ACT to Amend the Site Location of Development Statute.

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

38 MRSA § 482, sub-§ 2, as last amended by PL 1973, c. 625, § 276, is further amended to read:

2. Development which may substantially affect the environment. "Development which may substantially affect the environment," in this Article called "development," means any state, municipal, quasi-municipal, educational, charitable, commercial or industrial development, including subdivisions, but excluding state highways and state aid highways, which requires a license from the board, or which occupies a land or water area in excess of 20 acres, or which contemplates drilling for or excavating natural resources, on land or under water where the area affected is in excess of 60,000 square feet, or which is a structure; but excluding state highways, state aid highways, and, excluding borrow pits for sand, fill or gravel, of less than 5 acres or when regulated by the Department of Transportation and pits of less than 5 acres, or which occupies on a single parcel a structure or structures in excess of a ground area of 60,000 square feet.