

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 349**AN ACT Relating to Playing Card Games for Prizes.**

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

Sec. 1. 17 MRSA § 339, as enacted by PL 1973, c. 735, § 3, is repealed and the following enacted in place thereof:

§ 339. Fees

1. Original application fee. The original application for a license to operate a game of chance shall be accompanied by a fee of \$5. This shall not be a fee for a license and shall not be refundable.

2. Operation of games of chance. Except as provided in subsections 3 and 4, the fee for a license to operate a game of chance shall be \$5 for each week computed on a Monday to Sunday basis, or portion thereof. Such license may be issued for a calendar month for a fee of \$20.

Any combination of monthly or weekly licenses may be issued. Except as provided in subsection 4, licenses to conduct any authorized game of chance, including a raffle, may be issued for a period not to exceed 6 months on one application.

3. Raffles. The fee for a license to conduct a raffle shall be \$5. Only one license will be required in the event the licensed nonprofit agricultural society or single purpose professional or trade organization conducts more than one raffle on the date and at the place specified in the application. All other provisions of this section shall apply to each individual raffle so conducted.

4. Games of cards. The fee for a license issued to an organization to operate a game of cards, when such organization charges no more than \$1 daily entry fee for participation in such game of cards and when no money or valuable thing other than the \$1 daily entry fee is gambled by any person in connection with such game of cards, shall be \$5 for each calendar year or portion thereof.

5. Distributors. The fee for a license issued to a distributor shall be \$500 for each calendar year or portion thereof.

6. Printers. The fee for a license issued to a printer shall be \$10 for each calendar year or portion thereof.

7. Applications. Licenses to operate any authorized game of chance may be issued for a period not to exceed 6 months on one application.

All fees required by this section shall accompany the application for any license which may be issued by authority of this chapter.

Fees submitted as license fees shall be refunded if the license is not issued. Rebates shall not be given for any unused license or portion thereof. If any license is suspended or revoked as provided by this chapter, fees paid for licenses issued shall not be refunded.

Sec. 2. 17 MRSA § 341, as enacted by PL 1973, c. 735, § 3, is amended to read:

§ 341. Limits on games of chance

A licensed game of chance shall be limited as to the amount to be gambled for any one chance to 25¢, except that a raffle chance may not exceed the amount of \$1 and an organization may operate and conduct a game of cards and charge no more than \$1 daily entry fee for participation in such game of cards provided that no money or valuable thing other than the \$1 daily entry fee is gambled in connection with such game of cards.

Effective October 1, 1975

CHAPTER 350

AN ACT to Redefine the Term "Payable in Instalments" under the Maine Consumer Credit Code.

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, presently includes 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

Whereas, many merchants and professional persons in the State have historically entered into such informal agreements without the imposition of a finance charge and may not continue to do so, to the detriment of consumers, if the agreements are subject to the code; and

Whereas, the following legislation is necessary to insure the continuation of such informal agreements; 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. 9-A MRSA § 1-301, sub-§ 28, first sentence, as enacted by PL 1973, c. 762, § 1, is amended to read:

"Payable in instalments" means that payment is required or permitted by agreement to be made in (a) 2 or more periodic payments, excluding a down payment, with respect to a debt arising from a consumer credit sale pursuant to which a finance charge is made, ~~(b) 4 or more periodic payments, excluding a down payment, with respect to a debt arising from a consumer credit sale pursuant to which no finance charge is made or~~ (e) (b) 2 or more periodic payments with respect to a debt arising from a consumer loan.

Sec. 2. 9-A MRSA § 1-301, sub-§ 28, last sentence, as enacted by PL 1973, c. 762, § 1, is repealed.