

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

Sec. 8. Applicability. Nothing in this Act shall affect the length of term to which any member of the Maine Potato Commission has been appointed before the effective date of this Act, nor the validity of the appointment. However, upon expiration of the term of any member serving on the commission on the effective date of this Act, that vacancy shall be filled by appointment or reappointment for a term of 3 years and the person so appointed or reappointed shall be subject to all provisions of this Act.

Effective October 1, 1975

CHAPTER 555

AN ACT Making Potato Processors Subject to Certain Provisions of the Licensing and Bonding Statutes for the Bonding of Potatoes.

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

Sec. 1. 7 MRSA § 1012, sub-§ 13, last sentence, as enacted by PL 1971, c. 600, § 4, is repealed as follows:

~~Potatoes purchased from licensees under this Article shall not be included in computing the aforesaid aggregate quantities.~~

Sec. 2. 7 MRSA § 1014, as last amended by PL 1971, c. 600, § 5, is further amended to read:

§ 1014. Licensing; agents

No person shall act as a dealer, processor, broker, agent or retailer unless duly licensed as provided in this Article. Every person, before acting as a dealer, processor, broker, agent or retailer, shall file an application with the commissioner for a license to transact the business of a dealer, processor, broker, agent or retailer and such application shall be accompanied by the license fee provided in this Article.

No person shall buy, solicit or negotiate the sale of any potatoes in this State as a representative of any dealer, processor, broker or retailer, unless such representative has been so authorized by a duly licensed dealer, processor, broker or retailer in writing, and a copy of such authorization is filed with the commissioner, except where such representative conducts business in the office of said dealer, processor, broker or retailer. The commissioner shall be notified in writing by said dealer, processor, broker or retailer immediately upon the termination of such authorization.

Sec. 3. 7 MRSA § 1016, first sentence, as enacted by PL 1971, c. 366, is amended to read:

The commissioner or his duly authorized agent shall have full authority to investigate upon the verified complaint of any interested person, or on his own motion, the conduct and activities of any person applying for or holding a license as dealer, processor, broker, agent or retailer and for such purpose may examine the books and papers of any such person and may take testimony and affidavits thereon under oath.

Sec. 4. 7 MRSA § 1017, sub-§ 1, ¶ D, 2nd sentence, as enacted by PL 1971, c. 366, is amended to read:

This shall not prevent any dealer, processor, broker, agent or retailer, in order to close the day's business, from taking into account in his record of sales miscellaneous lots or parcels of potatoes remaining unsold, if such dealer, processor, broker, agent or retailer on the business day next following shall properly enter such transaction in his accounts;

Sec. 5. 7 MRSA § 1017, sub-§ 1, ¶ G, as enacted by PL 1971, c. 366, is amended to read:

G. That a dealer, processor, broker, agent or retailer to whom any consignment is made has reconsigned such consignment to another dealer, processor, broker, agent or retailer and has received, collected or charged by such means more than one commission for making the sale therefor for the consignor without written consent of such consignor;

Sec. 6. 7 MRSA § 1024, sub-§ 2, as enacted by PL 1971, c. 366, is repealed.

Effective October 1, 1975

CHAPTER 556

AN ACT to Create a Central Professional and Occupational Licensing Bureau in the Department of Business Regulation.

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

Sec. 1. 10 MRSA § 8003 is enacted to read:

§ 8003. Central Professional and Occupational Licensing Bureau

There is created a Central Professional and Occupational Licensing Bureau, hereinafter called the "licensing bureau" within the Department of Business Regulation, to facilitate the issuance of professional and occupational licenses, to provide uniformity in such issuance and to consolidate the administration of the boards included in the bureau. The licensing bureau shall include the Board of Accountancy; the Arborist Examining Board; the Board of Registration of Architects; the Board of Barbers; the Board of Chiropractic Examination and Registration; the Board of Cosmetology; the Board of Dental Examiners; the Electricians' Examining Board; the State Board of Registration for Professional Engineers; the State Board of Funeral Service; the State Board of Certification of Geologists and Soil Scientists; the State Board of Registration of Land Surveyors; the State Board of Licensure of Administrators of Medical Care Facilities other than Hospitals; the Board of Registration in Medicine; the Board of Nursing; the Oil Burner Men's Licensing Board; the State Board of Optometry; the Board of Osteopathic Examination and Registration; the Board of Commissioners of the Profession of Pharmacy; the Board of Examiners in Physical Therapy; the Examiners of Podiatrists; the Board of Examiners of Psychologists and the Board of Social Work Registration.