

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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 588

AN ACT to Provide Consumer Representation on the Board of Commissioners of the Profession of Pharmacy.

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

32 MRSA, § 2851, first ¶, as last amended by PL 1971, c. 282, § 7, is repealed and the following enacted in place thereof:

A Board of Commissioners of the Profession of Pharmacy, as heretofore established and in this chapter called the "board," shall consist of 6 members, 5 of whom shall be pharmacists who are residents of the State and actually engaged in the practice of their profession, and one of whom shall be a resident of the State and represent the consumer, all of whom shall be appointed and may be removed for cause by the Governor with the advice and consent of the Council. The terms of office of said commissioners shall be so arranged that one pharmacist member of said board shall be appointed annually as the terms of the present members expire, to hold office for 5 years from the first day of December in each year or until his successor is appointed and qualified. The term of office of the commissioner representing the consumer shall be so arranged that he shall hold office for 3 years from the first day of December every 3 years. Vacancies shall be filled by appointment for the unexpired term. No person, except the consumer member, shall be appointed to serve as a commissioner unless he has had at least 10 years' experience in the practice of pharmacy as a registered pharmacist prior to his appointment. At no time shall there be less than 3 commissioners serving on the board who do not possess a degree in pharmacy from an accredited college of pharmacy. The board shall have power:

Effective October 1, 1975

CHAPTER 589

AN ACT Relating to Motor Vehicle Fees.

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

Sec. 1. 29 MRSA § 152, first sentence, as last repealed and replaced by PL 1973, c. 588, § 2, is amended to read:

Whoever transfers the ownership or discontinues the use of a registered motor vehicle, trailer or ~~automobile~~ semitrailer and applies to the Secretary of State for registration of another motor vehicle, trailer or ~~automobile~~ semitrailer in the same registration year shall be entitled to a certificate of registration permitting the use of number plates of the proper class of registration thereon upon payment of a transfer fee of ~~\$2~~ \$5, provided the fee is the same as that of the former vehicle.

Sec. 2. 29 MRSA § 152, 2nd sentence is amended to read:

If the fee for the vehicle to be registered is greater, he shall pay in addition to the transfer fee of ~~\$2~~ \$5 the difference between the fee paid by him for the vehicle first registered and the fee for the vehicle to which the transfer is to be made.

Sec. 3. 29 MRSA § 191, first ¶, as amended by PL 1973, c. 73, is further amended to read:

~~The~~ Except in the case of automobiles, the Secretary of State shall reserve until ~~the~~ November 1st preceding the year for which plates are issued the same registration number for the succeeding year for persons who shall, previous to said first day of November, pay for the registration of his vehicle for the succeeding year and otherwise comply with the motor vehicle law. In the case of automobiles, the same registration number shall be reserved until the first day of the 3rd month prior to their expiration. If a person wishes to retain his registration number and does not have a ~~car~~ vehicle to register on said November 1st, or on the first day of the 3rd month prior to the expiration month in the case of automobiles, he may hold his registration number for a maximum of 2 registration years by depositing with the Secretary of State the sum of \$10 for each year. These deposit fees shall not be applied as part payment of the registration fee when plates are issued.

Sec. 4. 29 MRSA § 191, 2nd ¶ is amended to read:

All numbers other than those reserved shall be released and issued in rotation after said November 1st, or after the first day of the 3rd month prior to expiration in the case of automobiles, except that a person wishing to select a number out of rotation may do so by paying his registration fee and a reserved number fee of ~~\$7~~ \$5.

Sec. 5. 29 MRSA § 192, 2nd ¶, first sentence, as repealed and replaced by PL 1967, c. 22, is amended to read:

The registration plates so provided shall be issued only upon application therefor, and upon payment of an annual service fee of ~~\$5~~ \$10.

Sec. 6. 29 MRSA § 241, as last amended by PL 1973, c. 469, § 3, is further amended to read:

§ 241. Fees for replacement number plates and inserts

Replacement number plates shall be furnished to replace lost or mutilated plates for ~~\$2~~ \$5 each.

Replacement ~~revalidation~~ registration validation devices for number plates shall be furnished to replace lost or mutilated ~~revalidation~~ validation devices for 50¢ each.

Sec. 7. 29 MRSA § 242, sub-§ 1, ¶ D, 3rd ¶, 2nd sentence is amended to read:

A fee of ~~\$5~~ \$10 shall accompany each such application.

Sec. 8. 29 MRSA § 244, sub-§ 1, first ¶, as amended by PL 1967, c. 245, § 8, is repealed as follows:

Equipped with	Per 100 lbs. gross weight of vehicle and load	up to and including 2,000 lbs. gross weight
Pneumatic tires	15 cents	
Solid rubber tires	40 cents	
Iron, steel or hard tires	75 cents	

Sec. 9. 29 MRSA § 244, sub-§ 1, 2nd ¶ is amended to read:

The ~~minimum~~ fee shall ~~never be less than \$2~~ \$5 for a gross weight not to exceed 2,000 pounds. The maximum fee for all farm trailers, whether semi-trailers or 4-wheeled type, equipped with pneumatic tires, shall be ~~\$2~~ \$5 for each trailer when the said trailers are used and to be used by farmers for the sole and exclusive purpose of transporting their own farm products, crops, fertilizers and farm tools and utensils and subject to the further conditions and limitations that:

Sec. 10. 29 MRSA § 244, 7th ¶ from the end, as enacted by PL 1967, c. 245, § 9, is amended to read:

Camp trailers, ~~registered~~ in excess of 2,000 lbs. gross weight, shall be assessed a registration fee of ~~\$5~~ \$10.

Sec. 11. 29 MRSA § 245, 2nd ¶ is amended to read:

Semitrailer \$5 \$10 each.

Sec. 12. 29 MRSA § 245-A, first ¶, last sentence, as last amended by PL 1971, c. 133, is further amended to read:

The fee for such plate shall be ~~\$5~~ \$10 for each registration year, or portion thereof, for the number of years of valid use from the year of issue to the end of the semipermanent plate program; and there shall be no refund of payment of such fee.

Sec. 13. 29 MRSA § 245-A, 2nd ¶, as enacted by PL 1967, c. 448, § 1, is amended to read:

Provisions of this section shall not prohibit the succeeding Legislatures from increasing the base fee of ~~\$5~~ \$10 per year, or portion thereof; and registrants shall make additional payment to the State, under any new rate enacted, for the remaining period of plates originally issued, to the end of the semipermanent plate program.

Sec. 14. 29 MRSA § 249, 2nd ¶ is amended to read:

Motorcycles \$5 \$10 each.

Sec. 15. 29 MRSA § 347, first and 2nd sentences, as enacted by PL 1973, c. 529, § 1, are amended to read:

Except as sections 357 and 358 provide, the annual fee for every license shall be ~~\$25~~ \$30. The annual fee for plates shall be ~~\$10~~ \$15 per plate, except that on application for additional plates applied for during the period between the first day of September and the 31st day of December in any year, 1/2 of the plate fee shall be charged.

Sec. 16. 29 MRSA § 363, last ¶, as last amended by PL 1973, c. 625, § 291, is further amended to read:

The Secretary of State may issue temporary plates and certificates to dealers who request them under such rules and regulations as he shall deem necessary and shall receive ~~50¢~~ \$1 per plate.

Sec. 17. 29 MRSA § 382, first ¶, last sentence, as amended by PL 1971, c. 104, § 7, is further amended to read:

Thereupon the Secretary of State, if satisfied of the truth of the facts stated in the application, shall supply a new set of number plates upon payment of a fee of ~~\$2~~ \$5 for each plate.

Sec. 18. 29 MRSA § 531, 3rd ¶, last 2 sentences are repealed as follows:

~~The fee for each such examination shall be \$3. The fee for each subsequent examination shall be \$2~~

Sec. 19. 29 MRSA § 532, 4th ¶, as last amended by PL 1971, c. 360, § 26, is further amended to read:

The fee for said motorcycle or motor driven cycle learner's permit shall be ~~\$2~~ \$5 which shall include the first road test. The fee for all subsequent examinations shall be ~~\$2~~ \$3.

Sec. 20. 29 MRSA § 541, as last amended by PL 1969, c. 69, is further amended to read:

§ 541. Duplicate licenses

In the event that an operator's license, registration ~~card~~ certificate or instruction permit issued under this Title shall be lost or destroyed, the person to whom the same was issued may obtain a duplicate or substitute upon furnishing proof satisfactory to the Secretary of State that such license, ~~card~~ certificate or instruction permit has been lost or destroyed and upon payment of a fee of ~~\$1~~ \$2.

If the Secretary of State is satisfied that public safety will not be endangered, he may issue, upon payment of a fee of ~~\$1~~ \$2, a duplicate of such license, registration or permit to a person who has an original ~~license~~.

Sec. 21. 29 MRSA § 582, as amended by PL 1965, c. 129, is repealed and the following enacted in place thereof:

§ 582. Fee; waiver

The Secretary of State may waive examination in the case of applicants who have been duly licensed by this State to operate a motor vehicle during any one of the 3 preceding calendar years without a lapse of 3 years since date of expiration of last license. Any person required to take an examination to qualify him to operate a motor vehicle shall pay an examination fee to the Secretary of State prior to such examination being given. Such fee shall be for the purpose of defraying the expense of giving such examination and shall be according to the class of license for which application was made as follows:

1. Class 1 or 2 license. The examination fee shall be \$8, which shall include the first road test. All subsequent examination fees shall be \$5.

2. Class 3 license. The examination fee shall be \$5, which shall include the first road test. All subsequent examination fees shall be \$3.

3. **Exception.** Any person required to take such examination because of advanced age or physical disability shall not be required to pay said examination fee.

Sec. 22. 29 MRSA § 2013, sub-§ 1, ¶ E, as enacted by PL 1973, c. 780, § 4, is amended to read:

E. Must pass such examination as the Secretary of State shall prescribe to determine his ability to operate the specific vehicle which will be driven as a school bus or any comparable type vehicle. Application for such examination shall be filed within 10 days after commencement of such operation. A fee of ~~§3~~ \$8 shall accompany the application for such examination. The fee for subsequent examinations shall be ~~§2~~ \$5.

Sec. 23. Effective date. Sections 8, 9, 10, 11, 12, 13, 14 and 15 shall become effective for the 1976 registration year.

Effective October 1, 1975 except as otherwise indicated

CHAPTER 590

AN ACT to Increase the Fees of Certain Licenses Issued by the Department of Inland Fisheries and Game.

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

Sec. 1. 12 MRSA § 1904, 7th ¶ from the end, next to the last sentence, is amended to read:

Each application shall be accompanied by a fee of ~~§50~~ \$63.

Sec. 2. 12 MRSA § 1905, last ¶, last sentence is amended to read:

Such seal shall be supplied by the commissioner at a cost of ~~5e 10¢~~ each.

Sec. 3. 12 MRSA § 1972, 1st ¶, as last amended by PL 1973, c. 788, § 45, is repealed and the following enacted in place thereof:

Except as otherwise provided, no snowmobile shall be operated within the jurisdiction of the State unless registered by the owner as provided in this chapter. All snowmobiles owned by Maine residents and operated in Maine must be registered in this State unless specifically exempted elsewhere in this chapter. The Commissioner of Inland Fisheries and Game is authorized to register and assign a registration number to all snowmobiles, upon application and payment of an annual fee of \$12.50 by the owner. The resident registration fee shall be credited as follows: \$5.50 of each fee shall be credited to the Department of Inland Fisheries and Game; \$1 of each fee shall be credited by the Bureau of Parks and Recreation and \$6 of each fee shall be annually distributed to the municipality of the owner's residence as shown on his registration certificate. The nonresident registration fee shall be credited as follows: \$7.50 of each fee shall be credited to the Department of Inland Fisheries and Game and \$5 of each fee shall be credited to the Parks and Recreation Snowmobile Trail Fund. All other moneys received under this chapter, including dealer license fees, shall be credited to the Department of Inland Fisheries and Game.