

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE

One Hundred and Seventh Legislature

AT THE

1ST SPECIAL SESSION

JANUARY 19, 1976 TO APRIL 29, 1976

AND

2ND SPECIAL SESSION

JUNE 14, 1976

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 164, SUBSECTION 6.

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PORTLAND LITHOGRAPH COMPANY  
PORTLAND, MAINE  
1977

**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE  
One Hundred and Seventh Legislature  
AT THE FIRST SPECIAL SESSION  
January 19, 1976 to April 29, 1976  
AND THE SECOND SPECIAL SESSION  
June 14, 1976

Supplementary to the Acts and Resolves of the Regular Session

[supplied from page 3097 of volume]

that an outside consultant be hired as soon as possible to assist the Legislature in its work; 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:*

**3 MRSA § 162, sub-§ 16** is enacted to read:

16. To accept, use, expend and dispose on behalf of the State funds, equipment, supplies and materials from any agency of the United States, from any private foundation and from any other private source.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective March 1, 1976

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## CHAPTER 658

### **AN ACT to Include Mail Order Merchants and Creditors 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, an oversight in the enactment of the Maine Consumer Credit Code has allowed a number of mail order merchants and lending institutions to extend a substantial amount of openend credit to Maine consumers without being in compliance with the credit code; and

Whereas, such an oversight has allowed these mail order merchants and creditors to engage in practices and charge interest rates prohibited by the credit code; 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:*

**9-A MRSA § 1-201, sub-§ 2**, as enacted by PL 1973, c. 762, § 1, is amended by adding at the end the following new sentence:

**This Act applies if the creditor induces consumers who are residents of this**

State to enter into openend credit transactions by solicitation either personally, by an agent or by mail and the goods, services or proceeds are delivered to the consumer in this State and payment to the creditor is made from this State.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect on July 1, 1976.

Effective July 1, 1976

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## CHAPTER 659

### AN ACT to Repeal the Prohibition in the Criminal Statutes against Marathon Dances and Walkathons.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment, unless enacted as emergencies; and

Whereas, marathon dances and walkathons are a useful method of raising funds for charitable purposes; and

Whereas, chapter 499 of the Public Laws of 1975, the Maine Criminal Code, which was to become effective on March 1, 1976, repealed a statutory prohibition against marathon dances and walkathons; and

Whereas, several charitable organizations, in reliance upon the original effective date of the criminal code, planned marathon dances within the month of March in order to raise funds for charity; and

Whereas, the Legislature, by chapter 649 enacted during this special session, delayed the effective date of the criminal code; and

Whereas, these organizations have expended time and funds and made commitments which now cannot be easily reversed; and

Whereas, in order to avoid unnecessarily harmful effects of this delay on these charitable organizations, the repeal of the statutory prohibition against dance marathons and walkathons must not be delayed beyond March 1st; 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:*

17 MRSA § 3959 is repealed.