

# 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 EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

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

---

PORTLAND LITHOGRAPH COMPANY  
PORTLAND, MAINE  
1977

---

---

PUBLIC LAWS  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
**FIRST REGULAR SESSION**

of the  
ONE HUNDRED AND EIGHTH LEGISLATURE

1977

---

---

cation tuition and board estimates because of the placement of newly identified pupils or because of pupils changing residence from one administrative unit to another. During the fiscal year 1977, the commissioner may directly pay the costs of state wards and other students in state custody at private special education boarding schools from the unexpended funds appropriated for special education tuition and board. The school committees and boards of school directors are authorized during the state's fiscal year 1977 to expend the funds as allocated notwithstanding any other statutes. Funds shall be paid to the administrative units prior to the close of the state's fiscal year.

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

Effective May 19, 1977

## CHAPTER 182

### AN ACT Concerning Hunting and Fishing License Fees for Foreign Exchange Students.

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

12 MRSA § 2401-B, sub-§ 19 is enacted to read:

19. Licenses to foreign exchange students. A resident license to hunt or fish shall be issued, at a fee equal to the resident license fee for a person of like age and status, to any citizen of a foreign nation under 21 years of age who is domiciled with a family within the State pursuant to any cultural or educational exchange program conducted by any government, educational, cultural or religious organization.

Effective October 24, 1977

## CHAPTER 183

### AN ACT Concerning Ski Lift Services.

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

**Sec. 1.** 17-A MRSA § 357, sub-§ 3, as enacted by PL 1975, c. 499, § 1, is amended to read:

3. As used in this section, "services" includes, but is not necessarily limited

to, labor, professional service, public utility and transportation service, **ski lift service**, restaurant, hotel, motel, tourist cabin, rooming house and like accommodations, the supplying of equipment, tools, vehicles or trailers for temporary use, telephone, telegraph or computer service, gas, electricity, water or steam, admission to entertainment, exhibitions, sporting events or other events or **services** for which a charge is made.

**Sec. 2.** 17-A MRSA § 357, sub-§ 4, as enacted by PL 1975, c. 499, § 1, is amended to read:

4. Where compensation for service is ordinarily paid immediately upon the rendering of such service, as in the case of hotels, restaurants, **ski lifts or sporting events** and garages, **nonpayment prior to use or enjoyment**, refusal to pay or absconding without payment or offer to pay gives rise to a presumption that the service was obtained by deception.

Effective October 24, 1977

---



---

## CHAPTER 184

### AN ACT to Resolve Certain Conflicts between the Statutes and the Maine Rules of Evidence.

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

Whereas, certain provisions of the statutes are in conflict with provisions of the Maine Rules of Evidence, which by action of the Legislature supersede conflicting statutes; and

Whereas, a recent court ruling on an apparent conflict between a statute and a rule of evidence could have an immediate and severe impact on the budget and management of the Department of the Secretary of State; 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.** 16 MRSA §§ 57 and 58, as enacted by PL 1965, c. 117, are repealed.

**Sec. 2.** 29 MRSA § 58, as amended by PL 1971, c. 360, § 6, is further amended to read:

§ 58. Certificate as evidence