

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

to a year-round dwelling, which dwelling is located in an area zoned under Title 12, section 4811, et seq., mandatory shoreland zoning, shall obtain from the local plumbing inspector a conversion permit. For the purposes of this subsection, a seasonal dwelling is one which is not adapted to year-round habitation due to the absence of sufficient insulation, heating system or year-round water supply and which was not occupied on a year-round basis during the 1977 calendar year. This subsection shall not be construed to require a permit for any dwelling which will not be occupied on a year-round basis or is not the principal dwelling place of the occupant. For the purposes of this subsection, conversion of a seasonal dwelling to a year-round dwelling means the installation of sufficient insulation, heating systems or year-round water supply to make the dwelling suitable for year-round habitation.

No permit for conversion of a seasonal dwelling to a year-round dwelling shall be issued unless one of the following conditions is met:

- A. Records of the municipality, applicant, installer of sewage disposal systems or the State show that the dwelling's sewage disposal system meets the standards of the Maine State Plumbing Code, if such system is a sub-surface system, or the requirements of Title 38 if such system is a surface discharge;
- B. Based upon a site evaluation performed by a licensed evaluator, licensed under Title 22, section 42, subsection 3-A, the applicant can demonstrate that site conditions will permit the installation of a sewage disposal system meeting the requirements of the Maine State Plumbing Code or the requirements of Title 38 in the event of future malfunction of the system; or
- C. The dwelling unit's sewage disposal system is connected to an approved sanitary sewer system.

Sec. 2. 30 MRSA § 3223, sub-§ 4 is enacted to read:

4. Variances. The owner of a seasonal dwelling who applies for a conversion permit under subsection 3 may be granted a variance from the requirements of subsection 3 if, based upon the site evaluation, the plumbing inspector finds that in the event of a malfunction of the existing system a new sewage system can be installed which will be in substantial compliance with the Maine State Plumbing Code and that the new system will not be likely to endanger the quality of the adjacent water bodies or of adjacent private water supplies. In the event of a malfunction, the owner of the converted seasonal dwelling shall repair or replace the existing sewage system so as to bring the system into substantial compliance with the Maine State Plumbing Code and insure that the system will not endanger the quality of adjacent water bodies or of adjacent private water supplies.

Effective October 24, 1977

CHAPTER 524

AN ACT to Amend the State Tuition Equalization Fund.

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

20 MRSA § 2311, last 2 sentences, as amended by PL 1975, c. 510, § 25, are further amended to read:

Students eligible for grants are those who demonstrate substantial need and whose family income, measured by taxable income for federal income tax purposes, is less than ~~\$13,000~~ \$17,000. Individual grants shall not exceed ~~\$900~~ \$1,000 per school year.

Effective October 24, 1977

CHAPTER 525

AN ACT to Establish the Maine Nonprofit Corporation Act.

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

Sec. 1. 5 MRSA § 86, as last amended by PL 1973, c. 730, § 1, is further amended by adding at the end the following new paragraph:

For filing, copying, comparing or authenticating any document required or permitted to be filed under Title 13-B, that fee specified in Title 13-B, chapter 14.

Sec. 2. 12 MRSA § 4505, sub-§ 1, as repealed and replaced by PL 1971, c. 439, § 10, is amended by adding at the end the following new paragraph:

If the corporation is a foreign nonprofit corporation, it may be served on the corporation's registered agent appointed under Title 13-B, section 1213; or upon the Secretary of State as provided in Title 13-B, section 1217, under the conditions set out in Title 13-B, sections 1213 and 1214; or in any other manner permitted by statute or rule of court for the service of civil summons upon a foreign corporation.

Sec. 3. 13 MRSA § 901, as last amended by PL 1975, c. 487, § 1, is further amended by adding at the end the following new sentence:

This section shall not apply to corporations which must be organized under Title 13-B.

Sec. 4. 13 MRSA § 931, as last amended by PL 1975, c. 635, § 2, is further amended by adding at the end the following new sentence:

This section shall not apply to corporations organized under or electing to be governed by Title 13-B.

Sec. 5. 13 MRSA § 932, as last amended by PL 1975, c. 770, § 74, is further amended by adding at the end the following new sentence: