

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE
AT THE

SECOND REGULAR SESSION

January 4, 1978 to April 6, 1978

FIRST SPECIAL SESSION

(No laws enacted)

September 6, 1978 to September 15, 1978

SECOND SPECIAL SESSION

October 18, 1978

THIRD SPECIAL SESSION

December 6, 1978

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

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1979

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND EIGHTH LEGISLATURE
January 4, 1978 to April 6, 1978

If a juvenile who has been taken into interim care under the provisions of section 3501 and his parents, guardian or legal custodian agree to the juvenile's return home, the parents, guardian or legal custodian shall cause the juvenile to be transported home as soon as practicable. If the parents, guardian or legal custodian fail to arrange for the transportation of the juvenile, he shall be transported at the expense of the parents, guardian or legal custodian.

Sec. 49. 34 MRSA § 262, sub-§ 2, 1st ¶, last sentence, as enacted by PL 1977, c. 520, § 2, is amended to read:

The plan shall be submitted to the Governor ~~and~~, Legislature and Judicial Department.

Sec. 50. 34 MRSA § 262, sub-§ 2, ¶ B, as enacted by PL 1977, c. 520, § 2, is amended to read:

~~B. To the best of the department's ability, the~~ The plan shall include projected numbers of juveniles to be served by type of service, including diagnosis, evaluation and location; recommend the content and scope of shelter services; and set forth the estimated cost of services and facilities which are recommended, including any alteration or remodeling of existing facilities.

Sec. 51. 34 MRSA § 269, 1st sentence, as enacted by PL 1977, c. 520, § 2, is amended to read:

In any district where an intake worker is established, ~~he~~ the Commissioner of Mental Health and Corrections may appoint a community conference committee, composed of citizen volunteers.

Sec. 52. 34 MRSA § 1682, sub-§ 5, is enacted to read:

5. Arrest powers. As to juveniles placed under their supervision, juvenile probation officers shall have the same arrest powers as other sworn law enforcement officers.

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

Effective March 21, 1978

CHAPTER 665

AN ACT Relating to the Installation of Smoke, Heat or Fire Detection Systems in Certain Hotels.

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

25 MRSA § 2463, as last amended by PL 1971, c. 622, § 85, is repealed and the following enacted in its place:

§ 2463. Installation of sprinkler systems and smoke, heat or fire detection systems

All new hotels constructed after September 23, 1971, of any type construction, other than fire resistive as defined in the current edition of National Fire Protection Association #220, Standard Types of Building Construction, having 2 stories or more above grade level, shall be protected by a complete approved automatic sprinkler system.

All other hotels having 2 stories or more above grade level shall be protected by a complete approved smoke, heat or fire detection system operated by electrical current or powered by batteries by July 1, 1981.

The State Fire Marshal, or his designee, shall inspect all systems installed pursuant to this section and shall approve all systems which comply with this section, except that when the hotel is located in a municipality which has a municipal fire department or incorporated volunteer fire department, that department shall be responsible for the inspection and approval of the system.

The term "hotel" shall include buildings or groups of buildings under the same management in which there are more than 15 sleeping rooms for hire, primarily used by transients who are lodged with or without meals, whether designated as a hotel, inn, club, motel or by any other name. So-called apartment hotels shall be classified as hotels because they are potentially subject to transient occupancy like that of hotels.

Any person or corporation violating this section shall be guilty of a Class E crime.

Effective July 6, 1978

CHAPTER 666

AN ACT to Revise the Venue Provisions of the Maine Employment Security Commission Appeals Procedure.

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

Sec. 1. 26 MRSA § 1194, sub-§ 9, first sentence is amended to read:

Within 15 days after the decision of the commission has become final, any party aggrieved thereby may appeal by commencing an action in the Superior Court of Kennebec County, or where any plaintiff lives or does business, against the