

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

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

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

Effective March 15, 1979

CHAPTER 29

S. P. 33 — L. D. 21

AN ACT to Permit Hotel, Motel and Restaurant Managers to Eject Disruptive or Destructive Persons from their Premises and to Require these Persons to Assume Responsibility for any Damages Caused.

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

30 MRSA § 2854-C is enacted to read:

§ 2854-C. Ejection of disruptive or destructive persons; damage to property

The owner or manager of an inn, hotel, restaurant, lodging house, camping area or boarding house may request that any person on the premises of that establishment who is causing unnecessary disturbance to other persons on the premises or who is damaging or destroying property belonging to or in use by the inn, hotel, restaurant, lodging house or boarding house leave the premises immediately. If any person who is requested to leave the premises pursuant to this section fails or refuses to do so, the owner or manager may use a reasonable degree of force against that person to remove that person from the premises.

Any person who is requested to leave the premises of an inn, hotel, restaurant, lodging house or boarding house or is ejected from the premises pursuant to this section, shall, in addition to any other liability or penalty, be liable for the value of any property belonging to or in use by the inn, hotel, restaurant, lodging house or boarding house which is damaged or destroyed as a result of his conduct while on the premises or which is damaged or destroyed during his ejection from the premises pursuant to this section.

Effective September 14, 1979

CHAPTER 30

H. P. 9 — L. D. 18

AN ACT Relating to Eating, Lodging and Recreational Places Licensing Law.

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

Sec. 1. 22 MRSA § 2491, sub-§ 1, as enacted by PL 1975, c. 496, § 3, is amended to read:

1. **Camping area.** "Camping area" means, in addition to the general accepted interpretations, seashore resorts, lakeshore places, picnic and lunch grounds or other premises where ~~trailers tents auto-homes or house-cars~~ **recreational vehicles** are permitted to be parked for compensation either directly or indirectly.

Sec. 2. 22 MRSA § 2492, as enacted by PL 1975, c. 496, § 3, is amended by inserting at the end the following new paragraph:

Whenever a camping area consists of 5 or more tents or recreational vehicles on a commercial lot it shall be presumed that the owner or renter of the lot is receiving compensation for the use of a camping area. This presumption shall be negated if the owner or renter presents a preponderance of evidence to the contrary.

Effective September 14, 1979

CHAPTER 31

S. P. 68 — L. D. 105

AN ACT Relating to Supplemental Assessments under the Taxation Statutes.

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

36 MRSA § 713, first sentence, is amended to read:

Supplemental assessments may be made within ~~5~~ 3 years from the last assessment date whenever it is determined that any estates liable to taxation have been omitted from assessment or any tax on estates is invalid or void by reason of illegality, error or irregularity in assessment. **A supplemental assessment may be made during the municipal year whenever, through error or inadvertance, the assessors have omitted from their assessment or commitment taxes duly raised by the municipality or its proportion of any state or county tax payable during the municipal year.**

Effective September 14, 1979

CHAPTER 32

H. P. 179 — L. D. 220

AN ACT to Authorize the Lease of Mental Health and Corrections' Facilities by other Agencies.