

# 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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Kennebec Journal  
Augusta, Maine  
1979

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED AT THE  
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1979

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	1979-80	1980-81
DEFENSE AND VETERANS' SERVICES, DEPARTMENT OF		
All Other	\$26,250	\$35,000

Effective September 14, 1979

## CHAPTER 507

H. P. 278 — L. D. 387

### AN ACT to Provide Funds to Subsidize Adoption of Handicapped Children.

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

Whereas, there exists a pressing need to provide adoptive homes for physically or mentally handicapped, emotionally disturbed or otherwise hard to adopt children; and

Whereas, this bill provides for a greater variety of funding sources for the subsidization of adoption; 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**Sec. 1.** 19 MRSA § 541, 2nd ¶, as enacted by PL 1975, c. 263, and as amended by PL 1975, c. 293, § 4, is repealed and the following enacted in its place:

The amount of the subsidy may vary depending upon the resources of the adoptive parents, the special needs of the child, as well as the availability of other resources, but may not exceed the total cost of caring for the child if the child were to remain in the care or custody of the Department of Human Services without regard to the source of the funds which would have been used to care for the child. The duration of the subsidy may continue until the cessation of legal parental responsibility.

**Sec. 2. Appropriation.** The following funds shall be appropriated from the

General Fund to carry out the purposes of this Act. These funds shall not lapse but shall carry forward until the purposes of this Act are accomplished.

	1979-80	1980-81
HUMAN SERVICES, DEPARTMENT OF		
All Other	\$17,500	\$17,500

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

Effective June 22, 1979

## CHAPTER 508

H. P. 1122 — L. D. 1452

### AN ACT Eliminating the Requirements for Licensing Retail Cigarette Outlets and Cigarette Vending Machines.

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

**Sec. 1.** 36 MRSA § 4362, as amended by PL 1977, c. 696, § 287, is further amended to read:

**§ 4362. Licenses**

Each person engaging in the business of selling cigarettes in this State, including any distributor or dealer, **excepting a dealer who sells at retail or through a vending machine**, shall secure a license from the State Tax Assessor before engaging in such business. A separate application and license shall be required for each wholesale outlet ~~and for each retail outlet when a person shall own or control more than one place of business dealing in cigarettes. Each vending machine shall be considered a retail outlet.~~ Such license shall be issued on forms prescribed by the State Tax Assessor, and shall contain the name and address of the applicant, the address of the place of business and such other information as the State Tax Assessor may require for the proper administration of this chapter. Each application for a wholesale outlet license shall be accompanied by a fee of \$25 ~~and each such application for a retail outlet license shall be accompanied by a fee of \$1.~~ Each application for a sub-jobber's license, to be known as a "wholesale dealer's license," shall be accompanied by a fee of \$10. Each license so issued shall be prominently displayed on the premises covered by the license ~~and in the case of vending machines there shall be attached to the same a disc or marker to be furnished by the Tax Assessor showing it to have been~~