

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

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1979

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the year for which relief is requested and shall, due to a disability, be receiving federal disability payments, such as supplemental security income.

Sec. 2. Appropriation. The following funds shall be appropriated from the General Fund to carry out the purposes of this Act.

1980-81

FINANCE AND ADMINISTRATION,
DEPARTMENT OF

Bureau of Taxation

Elderly Household Tax and
Rent Refund

All Other \$60,000

Sec. 3. Effective date. This Act shall become effective with regard to tax years beginning on or after January 1, 1980.

Effective January 1, 1980

CHAPTER 562

H. P. 191 — L. D. 240

AN ACT to Provide More Adequate Compensation to Municipal Clerks and Municipalities for Certain Duties Performed for the State.

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

Sec. 1. 8 MRSA § 2, as amended by PL 1977, c. 348, § 1, is further amended to read:

§ 2. Licenses

Municipal officers may license suitable persons to keep bowling alleys, shooting galleries, pool, bagatelle and billiard rooms therein, in any place where it will not disturb the peace and quiet of a family ~~for which the person licensed shall pay \$20 to such town~~. Such licenses expire on the first day of May after they are granted, unless sooner revoked. **The municipal officers shall set a reasonable fee for the issuance of licenses required by this chapter.**

Sec. 2. 8 MRSA § 443, as last amended by PL 1977, c. 348, § 2, is further amended to read:

§ 443. Issuance of license

The license required shall be obtained from said clerk ~~upon the payment of an annual fee of \$10~~ for each premise on which such machine or machines shall be located and shall expire on June 30th of each year. The application for such license shall be made to the clerk upon a form supplied by him for that purpose and shall contain such information as he may require. No such license shall be granted to any person under the age of 18 years nor to any firm, corporation or association whose officers are under said age. **The municipal officers shall set a reasonable fee for the issuance of licenses required by this chapter.**

Sec. 3. 28 MRSA § 702, sub-§ 1, 2nd sentence, as enacted by PL 1977, c. 501, § 1, is repealed as follows:

~~The fee for a special amusement permit shall be \$10~~

Sec. 4. 28 MRSA § 702, sub-§ 3, first sentence, as enacted by PL 1977, c. 501, § 1, is amended to read:

A municipality shall adopt ordinances or authorize the municipal officers to establish written rules and regulations, governing the issuing, suspension and revocation of these permits, the classes of permits **and fees for the issuance of these permits**, the music, dancing or entertainment permitted under each class, and other limitations on these activities required to protect the public health, safety and welfare.

Sec. 5. 30 MRSA § 2352, sub-§ 1, ¶ A is amended to read:

A. Administration of an oath, ~~50¢~~ \$1;

Sec. 6. 30 MRSA § 2352, sub-§ 1, ¶ D, sub-¶ (1) is repealed and the following enacted in its place:

(1) **Issuance of a copy of the record to the applicant, \$2;**

Sec. 7. 30 MRSA § 2352, sub-§ 1, ¶ E, sub-¶ (1) is repealed and the following enacted in its place:

(1) **Issuance of a copy of the amended birth record to the applicant, \$2;**

Sec. 8. 30 MRSA § 2352, sub-§ 1, ¶¶ F, G, H and I, as amended by PL 1965, c. 258, § 1, are further amended to read:

F. Release of an attachment, ~~\$1~~ \$2;

G. Certificate of partnership, ~~§2~~ §5;

H. Certificate of withdrawal of a partner, ~~§2~~ §5;

I. Certificate of a person engaging in trade under a name, style or designation other than his own, ~~§2~~ §5;

Sec. 9. 30 MRSA § 2352, sub-§ 1, ¶J is amended to read:

J. Honorable discharge or release papers of veterans of the Armed Forces of the United State of America, ~~25¢~~ §2;

(1) A copy of such a document attested by the clerk is prima facie evidence of its existence and validity;

Sec. 10. 30 MRSA § 2352, sub-§ 1, ¶K, as amended by PL 1965, c. 258, § 1, is amended to read:

K. Petition for enforcement of a lien on monumental works, ~~§1~~ §2;

Sec. 11. 30 MRSA § 2352, sub-§ 2, as amended by PL 1971, c. 250, is further amended to read:

2. Marriage intentions and license. Recording marriage intentions and issuing a marriage license, ~~§6~~ §10, except, where the laws of this State require 2 licenses, the fee shall be ~~§3~~ §5 each;

Sec. 12. 30 MRSA § 2352, sub-§ 4, as amended by PL 1971, c. 308, § 5, is further amended to read:

4. Marginal release. Entering in the margin of a record the release of an attachment, ~~50¢~~ no charge;

A. The marginal release shall be signed by the person making it.

Sec. 13. 30 MRSA § 2501, sub-§ 1 is repealed and the following enacted in its place:

1. Inventory license. That the person or persons shall, before the beginning of the disposal sale, obtain, from the municipal officers of the city or town in which the sale shall be conducted, a license to conduct the sale. An application for the license shall be made to the municipal officers under oath, shall contain a complete inventory of all items to be included in the sale, and shall be accompanied by the payment of a license fee as set by the municipal officers for the issuance of licenses under this chapter. The license shall be valid and effective for a period of 60 days from date of issuance, unless revoked as provided, and the validity of the license may be extended for a period of 60 additional days if the licensee shall furnish to the municipal officers an affidavit to the effect that all

goods, wares or merchandise listed in the inventory have not been disposed of within the original 60-day period;

Sec. 14. 30 MRSA § 2754, 2nd sentence is amended to read:

Such ordinance or bylaw may, for the purpose of fixing such fees, establish classifications of victualers according to the size, nature or other condition of business conducted and may prescribe for each of such classifications an appropriate fee which shall not in any case exceed the sum of ~~\$10~~ \$50 in towns of less than 10,000 population or the sum of ~~\$20~~ \$100 in towns over 10,000 in population, excepting any town wherein a larger fee was permitted by law on July 20, 1939.

Sec. 15. 30 MRSA § 2756, 3rd sentence, as repealed and replaced by PL 1973, c. 94, is amended to read:

The fee for a lodging house license shall not exceed ~~\$10~~ \$50 for lodging houses with 10 rooms or less and ~~\$25~~ \$100 for lodging houses with more than 10 rooms.

Sec. 16. 32 MRSA § 251, 6th sentence, as amended, is further amended to read:

In addition, any municipality may require a local license to hold auctions therein upon payment of a local license fee ~~not to exceed \$10~~ as set by the municipal officers, but no local license may be required for an auction of less than 4 days duration conducted by a resident auctioneer.

Sec. 17. 32 MRSA § 255, first ¶, 3rd sentence is repealed and the following enacted in its place:

The municipal officers of the city or town shall establish a reasonable fee for the issuance of licenses under this section.

Sec. 18. 32 MRSA § 255, last ¶, as amended by PL 1977, c. 273, § 8, is further amended to read:

If such auction sale is to be conducted in an unorganized township or in a plantation, the application to conduct such sale shall be directed to the commissioner, and the same information required to be furnished to the clerk of a city or town for a local license shall be furnished the commissioner, together with ~~the same~~ a fee of \$5, who thereupon may issue such license for such auction sale. Any municipality requiring a local license of resident auctioneers under section 251 may require the same local license of nonresident auctioneers.

Sec. 19. **Effective date.** This Act shall take effect January 1, 1980.