

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

AT THE

**SECOND REGULAR SESSION**

January 2, 1980 to April 3, 1980

AND AT THE

**THIRD SPECIAL SESSION**

May 22, 1980

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
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TITLE 3, SECTION 164, SUBSECTION 6.

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**PUBLIC LAWS**  
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**CHAPTER 629**  
**H. P. 1738 — L. D. 1856**

**AN ACT Pertaining to the Abandonment of Public Ways.**

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

23 MRSA § 3028, as last amended by PL 1979, c. 127, § 154, is further amended by adding at the end a new sentence to read:

A presumption of abandonment is not rebutted by evidence which shows isolated acts of maintenance, unless other evidence exists which shows a clear intent by the municipality or county to consider or use the way as if it were a public way.

Effective July 3, 1980

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**CHAPTER 630**  
**H. P. 1658 — L. D. 1767**

**AN ACT Concerning Mobile Barber Shops.**

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

32 MRSA § 401-A is enacted to read:

§ 401-A. Mobile barber shops

1. Definition. As used in this section, the term "mobile barber shop" means a mobile vehicle or mobile structure designed, constructed or adapted to serve as a barber shop at a number of sites and capable of being readily moved from any site at any time.

2. Special mobile barber shop license. The board may, subject to section 352, make rules and regulations authorizing the issuance of special mobile barber shop licenses. The rules and regulations shall include rules and regulations concerning requirements which are to be met by mobile barber shops, areas of operation of such shops and any other rules and regulations which it may deem necessary.

Any special mobile barber shop license issued pursuant to this section shall set out on the license the area in which that mobile barber shop is authorized to operate and any other special requirements or restrictions to which that license is subject. A separate license shall be obtained for each municipality in which a mobile barber shop operates.

No mobile barber shop shall be licensed to operate in any municipality where a licensed barber shop was in operation prior to the issuance of the special mobile barber shop license, or in any municipality adjacent to a municipality where a licensed barber shop was in operation prior to the issuance of the special mobile barber shop license.

Effective July 3, 1980

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## CHAPTER 631

H. P. 1716 — L. D. 1822

### AN ACT to Clarify Provisions for Fish Weirs in Unorganized Territories.

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

**Sec. 1.** 12 MRSA § 682, sub-§ 4, as amended by PL 1973, c. 569, § 3, is further amended by adding at the end a new sentence to read:

**It shall not include a wharf, fish weir or trap that may be licensed under Title 38, chapter 9.**

**Sec. 2.** 38 MRSA § 1022, as last amended by PL 1975, c. 287, § 2, is further amended by adding after the 2nd paragraph a new paragraph to read:

**In the case of waters adjacent to unorganized or deorganized territory that is not an island, the commissioner shall have the powers of municipal officers to issue licenses under this section. Notwithstanding the provisions of this section governing procedures, the commissioner shall review the application and hold a hearing as if this were a lease application under Title 12, section 6072, subsections 5 and 6.**

**Sec. 3. Application.** Permits issued by the Land Use Regulation Commission to place a weir in waters adjacent to unorganized territory shall be void on the effective date of this Act.

Effective July 3, 1980

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## CHAPTER 632

H. P. 1855 — L. D. 1955

### AN ACT to Amend the Lobbyist Disclosure Law.

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