

# 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  
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 164, SUBSECTION 6.

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K. J. Printing Co.  
Augusta, Maine

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED AT THE  
**SECOND REGULAR SESSION**  
of the  
ONE HUNDRED AND NINTH LEGISLATURE  
January 2, 1980 to April 3, 1980

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All Other	1,100
Capital Expenditures	150
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Total	\$5,250

Effective July 3, 1980

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## CHAPTER 735

H. P. 1973 — L. D. 2012

### AN ACT Increasing the Minimum Handling Fee for Returnable Beverage Containers from 1¢ to 2¢.

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

32 MRSA § 1866, sub-§ 4, as enacted by PL 1975, c. 739, § 16, is amended to read:

4. **Reimbursement by distributor.** In addition to the payment of the refund value, the distributor shall reimburse the dealer or local redemption center for the cost of handling beverage containers, in an amount which equals at least ~~1¢~~ 2¢ per returned container.

Effective July 3, 1980

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## CHAPTER 736

H. P. 1797 — L. D. 1919

### AN ACT Relating to Games of Chance at Agricultural Fairs.

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

Sec. 1. 17 MRSA § 331, sub-§ 2-A is enacted to read:

2-A. **Games of chance at agricultural fairs.** The Chief of the State Police may issue a license to hold, conduct or operate the game of chance commonly known as "penny falls" or "quarter falls" at any agricultural fair.

Sec. 2. 17 MRSA § 332, sub-§ 4, as enacted by PL 1977, c. 350, § 4, is repealed and the following enacted in its place:

4. Location. A license, issued pursuant to this section, shall specify the location where the organization may operate the licensed game of chance. No licensee may operate games of chance in more than one location at the same time.

A. An agricultural society shall operate a game of chance only on the grounds of the agricultural society and only during the annual fair of the agricultural society.

B. No other licensee may operate a game of chance on premises to which the general public has access; except a bona fide nonprofit organization may operate a game of chance at any location described in the license if the operation does not exceed 3 days in a 6-month period.

Effective July 3, 1980

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## CHAPTER 737

H. P. 1980 — L. D. 2015

### AN ACT to Create the Maine Spruce Budworm Management Act.

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

Whereas, spruce budworm spray projects must be undertaken, in order to be effective, prior to the expiration of such 90-day period following adjournment; and

Whereas, the Legislature has determined that, beginning in 1980, it is necessary and appropriate to effectuate certain modifications in the manner in which spruce budworm spray projects and management programs are undertaken and financed; 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.** 5 MRSA § 711, sub-§ 2, ¶ A, sub-¶ (3), divs. (f) and (g), as repealed and replaced by PL 1977, c. 674, § 6, are amended to read:

(f) Director, Bureau of Parks and Recreation; and

(g) Director, Bureau of Public Lands; and

**Sec. 2.** 5 MRSA § 711, sub-§ 2, ¶ A, sub-¶ (3), div. (h) is enacted to read: