

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 1980 to June 19, 1981

AND AT THE

FIRST SPECIAL SESSION
August 3, 1981

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PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
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enlarged before January 1, 1982, shall be in substantial compliance with standards of construction, including the following.

Sec. 6. 25 MRSA § 2702-A is enacted to read:

§ 2702-A. 1981 standards of construction

1. Standards. The Director of Public Improvements shall adopt by rule 1981 standards of construction. The standards shall be adopted in order to fully implement the specifications in the American National Standards Institute publication "Specifications for Making Buildings and Facilities Accessible to and Usable by Physically Handicapped People," (ANSI A 116.1-1980), except as otherwise exempted or provided by the National Fire Protection Association's Life Safety Code 101.

Prior and subsequent to adopting the standards, the director shall consult with physically handicapped people and their representatives and with persons regulated by this law and their representatives, to obtain their advice on the advisability, form and effect of the standards.

2. Application. All construction, remodeling and enlarging begun after January 1, 1982, of buildings subject to this chapter shall comply with the 1981 standards of construction.

Sec. 7. 25 MRSA § 2703, sub-§ 1, as amended by PL 1973, c. 571, § 58, is repealed and the following enacted in its place:

1. State. Where state funds are used, including for space in buildings rented or leased by the State pursuant to agreements concluded with effective dates of January 1, 1982, or later, the Director of Public Improvements; except in respect to elementary and secondary school buildings, it shall be the Commissioner of Educational and Cultural Services;

Sec. 8. 25 MRSA § 2703, sub-§ 5, first ¶, as repealed and replaced by PL 1977, c. 80, § 3, is repealed and the following enacted in its place:

The state, county or municipal authority who reviews plans for any building covered under this chapter shall:

Effective September 18, 1981

CHAPTER 335

H. P. 1254 — L. D. 1478

AN ACT to Diversify Maine's Participation in the Eastern States Exposition.

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

Sec. 1. 7 MRSA § 403, as amended by PL 1979, c. 461, is repealed and the following enacted in its place:

§ 403. State of Maine Building at Eastern States Exposition

1. **State of Maine Building.** The department shall operate and maintain the State of Maine Building, previously erected upon the Eastern States Agricultural and Industrial Exposition, Inc., at West Springfield, Massachusetts, for the purpose of exhibiting, publicizing and advertising Maine's products and resources in agriculture, industry, fisheries, forests, wildlife and recreation. Except as otherwise provided in this section, the department shall have complete control and supervision of all exhibits held in these buildings.

2. **Advice.** From time to time, the department shall consult regarding operation and maintenance of the building with, and for any major exhibition shall prior to the exhibition develop a plan after a public hearing and obtain advice on the proposed use of building space from, the following persons: The Commissioner of Marine Resources; Commissioner of Inland Fisheries and Wildlife; Commissioner of Conservation; and Director of the State Development Office.

3. **Advisory board.** There is created an Eastern States Exposition Advisory Board to assist and advise the commissioner in fulfillment of the department's responsibilities under this section. The board shall consist of 10 members who are not employees of the State, chosen in the following manner.

A. Five members shall be selected from Region 1 trustees of the Eastern States Exposition Board of Trustees, representing the various interests of the State. They shall be named by the Region 1 chairman, who shall serve as an ex officio member of the board.

B. Five members shall be named by the Governor. Notwithstanding paragraph C, of the 5 members first appointed by the Governor, one shall be appointed for a term of one year, one for a term of 2 years, one for a term of 3 years, one for a term of 4 years and one for a term of 5 years. Thereafter, members appointed by the Governor shall serve the terms set out in paragraph C.

C. All board members shall serve 5-year terms. No member who has served a full 5-year term may succeed himself. In case of a vacancy, a new member shall be named, in the same manner as the member he is replacing, to fill the unexpired term. If a board member appointed from Region 1 trustees ceases to be a Region 1 trustee during his term, his position on the board shall be declared vacant. The board shall meet at least once a year and at other times as deemed necessary and upon the call of the commissioner. It shall name its own chairman.

Sec. 2. Transition provision. Members of the Maine Trustees Advisory Board named prior to the effective date of this Act shall continue to serve the remainder of their terms as members of the Eastern States Exposition Advisory Board and shall be considered members appointed under the Revised Statutes, Title 7, section 403, subsection 3, paragraph A.

Effective September 18, 1981

CHAPTER 336

H. P. 946 — L. D. 1122

AN ACT to Amend an Existing Law Pertaining to Conversion of Seasonal Residences in Shoreland Areas.

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

Sec. 1. 30 MRSA § 3223, sub-§ 3, 1st ¶, as enacted by PL 1977, c. 523, § 1, is amended to read:

Any person, prior to converting a seasonal dwelling to a year-round dwelling, which dwelling is located in an area zoned under Title 12, section 4811, et seq., mandatory shoreland zoning, shall obtain from the local plumbing inspector a conversion permit. For the purposes of this subsection, a seasonal dwelling is ~~one which is not adapted to year round habitation due to the absence of sufficient insulation, heating system or year round water supply and which was not occupied on a year round basis during the 1977 calendar year~~ **a dwelling which has not been utilized as a principal or year-round dwelling during the 5 calendar year period from 1977 to 1981 inclusive.** This subsection shall not be construed to require a permit for any dwelling which will not be occupied on a year-round basis or is not the principal dwelling place of the occupant. For the purposes of this subsection, conversion of a seasonal dwelling to a year-round dwelling means ~~the installation of sufficient insulation, heating systems or year round water supply to make the dwelling suitable for year round habitation~~ **a change of occupancy from seasonal to year-round or principal dwelling.**

Sec. 2. 30 MRSA § 3223, sub-§ 4, as enacted by PL 1977, c. 523, § 2, is amended by adding at the end 2 new sentences to read:

No variance for a new expanded or replacement subsurface disposal system shall be approved within the shoreland zoning area which is less restrictive than the requirements of this subsection or rules promulgated based on the subsection. A seasonal conversion permit shall not be approved if a holding tank is utilized as a means of wastewater disposal or storage.

Effective September 18, 1981