

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE  
ONE HUNDRED AND ELEVENTH LEGISLATURE

**SECOND SPECIAL SESSION**

November 18, 1983

AND AT THE

**SECOND REGULAR SESSION**

January 4, 1984 to April 25, 1984

AND AT THE

**THIRD SPECIAL SESSION**

September 4, 1984 to September 11, 1984

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH  
IN ACCORDANCE WITH MAINE REVISED STATUTES  
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

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J.S. McCarthy Co., Inc.  
Augusta, Maine  
1986

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

AS PASSED AT THE  
SECOND REGULAR SESSION  
of the  
ONE HUNDRED AND ELEVENTH LEGISLATURE  
JANUARY 4, 1984 TO APRIL 25, 1984

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(3) That it is satisfied with the individual treatment plan offered by the facility.

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

Effective April 13, 1984.

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## CHAPTER 764

H.P. 1683 - L.D. 2228

### AN ACT to Protect Tenants From Lack of Heat.

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

Sec. 1. 14 MRSA §6021, sub-§6 is enacted to read:

6. Heating requirements. It is a breach of the implied warranty of fitness for human habitation when the landlord is obligated by agreement or lease to provide heat for a dwelling unit and:

A. The landlord maintains an indoor temperature which is so low as to be injurious to the health of occupants not suffering from abnormal medical conditions;

B. The dwelling unit's heating facilities are not capable of maintaining a minimum temperature of at least 68 degrees Fahrenheit at a distance of 3 feet from the exterior walls, 5 feet above floor level at an outside temperature of minus 20 degrees Fahrenheit; or

C. The heating facilities are not operated so as to protect the building equipment and systems from freezing.

Municipalities of this State are empowered to adopt or retain more stringent standards by ordinances, laws or regulations provided in this section. Any less restrictive municipal ordinance, law or regulation establishing standards are invalid and of no force and suspended by this section.

Sec. 2. 14 MRSA §6026, sub-§9 is enacted to read:

9. Lack of Heat. If the landlord fails to comply with the provisions of Title 14, section 6021, subsection 6, then the purchase of heating fuel by the tenant shall be deemed to be a "cost of compliance" within the meaning of subsection 2. For tenants on general assistance, municipalities shall have the rights of tenants under this subsection.

Effective July 25, 1984.

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## CHAPTER 765

H.P. 1716 - L.D. 2275

AN ACT to Allow for a Uniform Citation  
Form to be Used for Fish and Wildlife  
Violations.

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

12 MRSA §7911 is enacted to read:

§7911. Fish and wildlife citation form

1. Form. The commissioner may establish citation forms for use by the warden service. These forms, if established, shall be uniform throughout the State and shall be issued in books with citations in not less than quadruplicate. When the form requires a signature by a person upon whom the citation is served, the form shall include a statement that signing the citation does not constitute an admission of guilt and that failure to sign will constitute a separate offense which is a Class E crime. The form shall be approved by the Chief Judge of the District Court prior to its use.

2. Responsibility for issuance and disposition.

A. The commissioner shall be responsible for all fish and wildlife citation forms.

B. The commissioner may in his discretion provide books to other law enforcement agencies and officers listed in section 7055 for their use in the enforcement of chapters 701 to 721. The com-