

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

Chapters 1-542

PUBLISHED BY THE REVISOR OF STATUTES  
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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Twin City Printery  
Lewiston, Maine  
1987

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**PUBLIC LAWS**

OF THE

**STATE OF MAINE**

AS PASSED AT THE  
FIRST REGULAR SESSION  
of the  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
1987

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Effective September 29, 1987.

**CHAPTER 41**

S.P. 77 — L.D. 163

**AN ACT to Amend the Piscataquis County Budget Committee Procedures.**

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

30 MRSA §1425, sub-§5, as enacted by PL 1985, c. 707, is repealed and the following enacted in its place:

5. Adoption of budget. After completion of the public hearing, the county commissioners may further increase, decrease, alter or revise the proposed itemized budgets, provided that:

A. The county commissioners shall enter into their minutes and submit to the budget committee a statement of their basis for any rejection of any recommendation of the budget committee; and

B. The county commissioners shall hold a public meeting prior to December 7th with the budget committee to discuss any rejections.

The proposed itemized budget shall be finally adopted by a majority vote of the county commissioners at a duly called meeting not later than December 15th.

Effective September 29, 1987.

**CHAPTER 42**

H.P. 465 — L.D. 632

**AN ACT to Clarify the Benefits under State Group Life Insurance.**

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

5 MRSA §18055, sub-§1, ¶A, as enacted by PL 1985, c. 801, §§5 and 7, is amended to read:

A. Elective and appointive officers and employees of the State eligible for membership in the retirement system or the Maine Legislative Retirement System;

Effective September 29, 1987.

**CHAPTER 43**

H.P. 553 — L.D. 740

**AN ACT to Permit the Disclosure of Information on a Real Estate Transfer Tax Declaration of Value Form.**

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

36 MRSA §191, sub-§2, ¶K, as enacted by PL 1985, c. 764, §5, is amended to read:

K. The disclosure by a municipal assessor, or by the State Tax Assessor with regard to the unorganized territory, of information contained on the declaration of value form required by section 4641-B, ~~to a person who has filed an application for abatement pursuant to section 841. Information which may be disclosed is limited to information which is relevant to the determination of just value of the property for which the form was filed.~~

Effective September 29, 1987.

**CHAPTER 44**

H.P. 599 — L.D. 812

**AN ACT to Limit the Party Size to 12 Persons for all Groups Operating with a Guide on Inland Waters.**

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

Whereas, the guiding season for inland waters runs from May to late September; and

Whereas, there is concern for the safety and well-being of summer tourists, campers and residents who pay for the professional services of a guide who may overreach his guiding abilities by leading a party that is too large; and

Whereas, this bill will not take effect until after the peak boating season, unless it is passed as an emergency; 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:

12 MRSA §7301, sub-§8-A is enacted to read:

8-A. Guided parties. There shall be no more than 12 people per each registered guide in a party on any lake, stream or other waterway in this State. This sub-

section is repealed on April 1, 1989.

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

Effective April 13, 1987.

## CHAPTER 45

H.P. 129 — L.D. 155

### AN ACT to Recodify the Liquor Laws.

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

#### PART A

Sec. 1. 5 MRSa §88-A is enacted to read:

§88-A. State identification cards; information; fee

1. Application. Any person 21 years of age or over may apply for an official state nondriver identification card. The application must be on a form provided by the Secretary of State and include any supporting documents and information required by the Secretary of State.

A. The application form must include, directly above the signature line, the following notice to the applicant: "I understand that knowingly supplying false information on this form is a Class D crime under Title 17-A, punishable by confinement of up to one year or by monetary fine of up to \$500, or both."

2. Issuance of card; contents. Upon receipt of a completed application and payment of a fee of \$2, the Secretary of State shall issue an identification card to the applicant. The card must contain:

- A. The applicant's photograph;
- B. The applicant's name and address;
- C. The applicant's date of birth; and
- D. Any other information and identification which the Secretary of State considers necessary.

3. Validity. The identification card issued under this section is not valid until signed by the applicant.

4. Confiscation of card. Any law enforcement officer who, in the performance of his duty, finds an identification card issued under this section in the possession of a person other than the person to whom the card has been issued shall confiscate that card and return it to the Secretary of State.

5. Fraudulent use of identification card. No person

may:

A. Misrepresent his age or practice any deceit in the procurement of an identification card;

B. Have in his possession a false identification card;

C. Use or exhibit for the purpose of procuring liquor an identification card belonging to another or which has been forged or altered; or

D. Loan or transfer his identification card to another for use in the procurement of liquor.

6. Penalty. Any person who violates subsection 5 commits a Class E crime.

7. Rules. The Secretary of State may adopt rules to carry out this section.

Sec. 2. 25 MRSa Pt. 10 is enacted to read:

#### PART 10

### BUREAU OF LIQUOR ENFORCEMENT

#### CHAPTER 451

### BUREAU OF LIQUOR ENFORCEMENT

#### §3901. Bureau of Liquor Enforcement

1. Bureau of Liquor Enforcement. The enforcement division of the State Liquor Commission shall be the Bureau of Liquor Enforcement within the Department of Public Safety, as created in this chapter. Notwithstanding any other provisions of law, the Department of Public Safety is responsible for the enforcement of the liquor laws and the rules of the commission.

2. Director. The Commissioner of Public Safety shall appoint as Director of the bureau a person experienced in law enforcement or enforcement of liquor laws, who may be removed for cause by the commissioner.

A. The director, subject to the Civil Service Law, may appoint as many liquor enforcement officers as may be found necessary. The liquor enforcement officers shall be under the direct supervision and control of the director.

3. Eligibility. The director and the employees of the bureau are subject to the same eligibility requirements of Title 28-A, section 52.

#### §3902. Enforcement powers

1. Enforcement duties. A liquor enforcement officer appointed under section 3901 shall enforce the provisions of Title 17, chapter 69, Title 28-A and of Title 29, section 2182.