

# 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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no charge for their use. Lavatory facilities shall be located within or immediately adjacent to all toilet rooms or vestibules.

Upon appeal, the Division of Health Engineering may exempt from the requirements of this chapter eating establishments of 13 to 25 seats which are not licensed for on-premise consumption of alcoholic beverages and which were in existence prior to September 30, 1985, and which:

1. Shopping malls. Are part of an enclosed mall which provides customer toilet facilities which are part of the public portion of the mall and not part of a business within the mall;

2. Other locations. Have submitted evidence of an agreement with a 2nd party that customers of the eating establishment may use toilet facilities which are on the premises owned or rented by the 2nd party in cases where such use would not create a substantial inconvenience to the customer of the eating establishment;

3. Construction costs. Are housed in buildings of unique construction which makes installation of a toilet facility cost prohibitive; or

4. Space loss. Would lose 1/4 or more of their existing seating space if required to provide a toilet facility of a minimum size of 3 feet by 6 feet.

Any eating establishment which does not have a toilet facility available shall post a sign to that effect which may be seen upon entry to the eating establishment.

Sec. 2. 22 MRSA §1682-A is enacted to read:

§1682-A. Eating establishments that permit consumption of alcoholic beverages

Any eating establishment regardless of the number of seats that permits on-premise consumption of alcoholic beverages shall be bound by the provision of section 1682 regarding the provision of a toilet facility.

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

Effective May 1, 1987.

## CHAPTER 87

S.P. 62 — L.D. 129

### AN ACT Providing for Judicial Review of Agency Refusals to Consent to Adoptions.

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

19 MRSA §532, sub-§1, ¶C, as enacted by PL 1979,

c. 733, §9, is repealed and the following enacted in its place:

C. The person or agency having legal custody or guardianship of the child or to whom the child has been surrendered and released; provided that the person's or agency's lack of consent, if adjudged unreasonable by a judge of probate, may be overruled by the judge; and

Effective September 29, 1987.

## CHAPTER 88

H.P. 904 — L.D. 1206

### AN ACT Concerning Snowmobile Registration Fees.

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

Whereas, snowmobiling is an important asset for Maine, both in terms of recreational opportunities and economic stimuli; and

Whereas, there is an extensive trail system within the State that is supported and maintained through the Snowmobile Trail Fund, municipal and snowmobile club contributions, as well as substantial volunteer efforts; and

Whereas, these trails are open for use to any persons; and

Whereas, the fund can no longer continue to support the current system of trails without an increase in revenues; 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. 12 MRSA §7824, sub-§2, as enacted by PL 1979, c. 420, §1, is amended to read:

2. Fee. The annual snowmobile registration fee is ~~\$11.25~~ \$16.

Sec. 2. 12 MRSA §7824, sub-§3, ¶A, as amended by PL 1985, c. 459, Pt. C, §2, is further amended to read:

A. The registration fee for residents shall be credited as follows: