

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

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PUBLIC LAWS

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enroll in a political party, or both, by completing an application which shall be designed by the Secretary of State and contain the following information:

- A. First name, middle name or initial and last name, or first name or initial, middle name and last name;
- B. Residence address, including street, street number, apartment number, town, county and zip code;
- C. Mailing address;
- D. Date of birth;
- E. Sex;
- F. Most recent prior residence where registered to vote, including the name under which registered, if changed, legal address and mailing address;
- G. Whether a citizen by birth or naturalization; if by naturalization, the date, place and court of naturalization;
- H. Notification that failure to complete the entire application may prevent registration;
- I. Certification that all information is correct, sworn before a notary public;
- J. Date of registration;
- K. Signature of applicant; and
- L. Choice of political party if the applicant desires to enroll in a political party.

Effective September 29, 1987.

CHAPTER 146

H.P. 872 — L.D. 1173

AN ACT to Amend the Notice Provisions Concerning Write-in Candidates in Primary Elections.

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

21-A MRSA §723, sub-§1, ¶A, as enacted by PL 1985, c. 161, §6, is amended to read:

A. A person who has not qualified as a candidate for nomination by primary election by filing a petition and consent under sections 335 and 336, but who fulfills the other qualifications under section 334, may be nominated at the primary election if he receives a number of valid write-in votes equal to at least twice the minimum number of signatures required under section 335, subsection 5, on a primary petition for a candidate for that office.

(1) Within 7 days after receiving notice of his nomination, a write-in candidate must file a written acceptance with the Secretary of State. If the candidate fails to do so, he is disqualified and his name shall not be printed on the general election ballot. The Secretary of State shall send notice of nomination to a write-in candidate by certified mail, return receipt requested. For purposes of this paragraph, the notice shall be deemed given on the date the write-in candidate signs the receipt, or if the notice is undeliverable, the date the post office last attempts to deliver it. If the candidate fails to file a written acceptance with the Secretary of State within 15 days after receiving the notice, he is disqualified and his name shall not be printed on the general election ballot.

Effective September 29, 1987.

CHAPTER 147

H.P. 1079 — L.D. 1467

AN ACT to Amend the Deadline for Submission of Questions Under the Local Liquor Option.

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

Sec. 1. 28-A MRSA §121, sub-§1, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

1. Petition. A petition for a local option election must be signed by a number of voters equal to at least 15% of the number of votes cast in that municipality in the last gubernatorial election. All petition signatures must have been signed since the last general election. The petition must be addressed to and received by the municipal officers at least ~~21~~ 42 days before holding any primary, special statewide, general or municipal election or town meeting.

Sec. 2. 28-A MRSA §122, sub-§1, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

1. Petition. Residents of an unincorporated place may request that an election be held on any of the local option questions listed in section 123. A petition requesting a local option election must be signed by at least 15% of the voting age residents in the unincorporated place. The petition must be addressed to and received by the Secretary of State at least ~~21~~ 42 days before holding any primary, special, statewide or general election in the unincorporated place.

Effective September 29, 1987.

CHAPTER 148

H.P. 1101 — L.D. 1492

AN ACT to Amend the Retirement Law Regarding Schools.

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

5 MRSA §17763, sub-§3, as enacted by PL 1985, c. 801, §§5 and 7, is repealed.

Effective September 29, 1987.

CHAPTER 149

H.P. 439 — L.D. 592

AN ACT to Amend the Registration Laws Concerning Antique Motor Vehicles.

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

29 MRSA §114, 2nd ¶, as amended by PL 1979, c. 607, §2, is further amended to read:

The Secretary of State is authorized to design and issue registration plates for antique autos, horseless carriages and street rods. These plates shall bear the inscriptions "Antique Auto," "Horseless Carriage" or "Street Rod" and "Maine." Present owners of antique motor vehicles shall be permitted to keep their existing registration plate numbers for the new registration plates issued under this section. The Secretary of State shall allow the owner of an antique motor vehicle to use registration plates which were issued in the same year as the antique motor vehicle was manufactured, provided that the date of manufacture was 1942 or earlier and the motor vehicle is registered as an antique motor vehicle under this section. Any antique motor vehicle bearing registration plates with the year of manufacture must also carry, within it, a valid antique motor vehicle registration certificate and the antique motor vehicle registration plates matching the certificate. The registration plates from 1942 or earlier must have matching plate numbers, must be affixed to both the front and rear of the antique motor vehicle and must conspicuously bear the year of manufacture. The fee for registration of an antique auto or horseless carriage shall be \$10. The fee for registration of a street rod shall be \$25.

Effective September 29, 1987.

CHAPTER 150

H.P. 930 — L.D. 1246

AN ACT Relating to Criminal Restraint under the Kidnapping and Restraint Laws.

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

follows:

17-A MRSA §302, sub-§1, ¶A, as repealed and replaced by PL 1979, c. 512, §25, is amended to read:

A. Knowing he has no legal right to do so, he intentionally or knowingly takes, retains or entices a person who is:

(1) Under the age of 14;

(2) Incompetent; or

(3) Fourteen years or older, but has not attained his ~~16th~~ 17th birthday, the actor being at least 18 years of age, from the custody of his parent, guardian or other lawful custodian, with the intent to hold the person permanently or for a prolonged period; or

Effective September 29, 1987.

CHAPTER 151

S.P. 486 — L.D. 1466

AN ACT to Amend the Liquor Licensing Laws.

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

Sec. 1. 28-A MRSA §1012, sub-§1, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

1. Incorporated civic organizations. An incorporated civic organization may obtain a license up to 5 licenses per year to sell spirits, wine and malt liquor to be consumed on the premises.

A. The license fee for each license is \$ 50.

B. The license is valid for only one event per year.

Sec. 2. 28-A MRSA §1071, sub-§§2 and 3, as enacted by PL 1987, c. 45, Pt. A, §4, are repealed and the following enacted in their place:

2. Up to 5 licensed events per year; one event per license. An incorporated civic organization may obtain up to 5 licenses under this section per calendar year. Each license authorizes the licensee to sell or serve liquor at only one public event or public gathering which is sponsored by the licensee.

3. Length of licenses. One license issued under this section to each incorporated civic organization is valid for up to 7 consecutive days. The other 4 licenses for which the incorporated civic organization is eligible are valid for one day each. The commission may not issue separate licenses under this section to the same incorporated civic organization for events or gatherings held on consecutive days.

Effective September 29, 1987.