

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

**THIRD SPECIAL SESSION**

October 1, 1992 to October 6, 1992

**FOURTH SPECIAL SESSION**

October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

**FIRST REGULAR SESSION**

December 2, 1992 to July 14, 1993

THE GENERAL EFFECTIVE DATE FOR

FIRST REGULAR SESSION

NON-EMERGENCY LAWS IS

OCTOBER 13, 1993

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

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J.S. McCarthy Company  
Augusta, Maine  
1993

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

**AS PASSED AT THE**  
**FIRST REGULAR SESSION**

**of the**  
**ONE HUNDRED AND SIXTEENTH LEGISLATURE**

**1993**

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

**Sec. 1. 30-A MRSA §2652, sub-§§1 to 3**, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, are further amended to read:

**1. Recording; general.** Recording the following:

A. Administration of an oath, \$1;

(1) The municipality shall pay this fee;

B. A birth, marriage or death as required by Title 22, sections 2702, 2703, 2763 and 2802, ~~50 cents~~ 50¢;

(1) The municipality shall pay this fee;

C. Affidavit establishing or correcting a record of birth, marriage or death as provided by Title 22, sections 2705 and 2764, ~~\$2 \$4~~;

(1) Issuance of a copy of the record to the applicant, ~~\$5 \$7~~ for the first copy and ~~\$2 \$3~~ for each additional copy;

D. Affidavit legitimating a birth as provided by Title 22, section 2765, ~~\$2 \$4~~;

(1) Issuance of a copy of the amended birth record to the applicant, ~~\$5 \$7~~ for the first copy and ~~\$2 \$3~~ for each additional copy;

E. Release of an attachment, ~~\$2 \$4~~;

F. Certificate of partnership, ~~\$5 \$10~~;

G. Certificate of withdrawal of a partner, ~~\$5 \$10~~;

H. Certificate of a person engaging in trade under a name, style or designation other than that person's own, ~~\$5 \$10~~;

I. Honorable discharge or release papers of veterans of the Armed Forces of the United States of America, ~~\$2 \$4~~;

(1) A copy of such a document attested by the clerk is prima facie evidence of its existence and validity;

J. Petition for enforcement of a lien on monumental works, ~~\$2 \$4~~;

K. License for clam cultivation or an assignment of it, ~~\$1 \$2~~; and

L. Any instrument entitled to be recorded, except those under the Uniform Commercial Code, including an executed assignment attached to or

made a part of it before it is received for recording, ~~\$2 \$4~~ for the first page and ~~\$1 \$2~~ for each succeeding page or part of a page;

(1) The acts of any municipality in recording any instrument by microfilm before September 21, 1963 are ratified, confirmed and made effective;

**2. Marriage intentions and license.** Recording marriage intentions and issuing a marriage license, ~~\$10 \$20~~, except, ~~where~~ when the laws of this State require 2 licenses, the fee is ~~\$5 \$10~~ each;

**3. Birth, marriage or death certificates.** Issuing the following:

A. Certificate of birth, marriage or death, ~~\$5 \$7~~ for the first copy and ~~\$2 \$3~~ for each additional copy; and

B. Burial permit, ~~\$2 \$4~~; and

**Sec. 2. Distribution of fees.** Additional revenues collected by each municipal clerk as a result of this Act must accrue to the municipality.

See title page for effective date.

## CHAPTER 406

### H.P. 1060 - L.D. 1428

#### An Act to Amend the Laws Governing Vending Machine Sales of Cigarettes

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

**Sec. 1. 22 MRSA §1628, sub-§2**, as amended by PL 1989, c. 445, §9, is repealed and the following enacted in its place:

**2. Violation.** It is unlawful for any person, firm or corporation to knowingly distribute or sell cigarettes:

A. From a vending machine to a person under the age of 18 years; or

B. From any vending machine except for a vending machine:

(1) From which only cigarettes are dispensed;

(2) On which is affixed to the front of the machine a conspicuously displayed sign with letters at least 1/2 inch in height stating: "WARNING: It is unlawful for a person

under the age of 18 to purchase cigarettes in this State. (22 M.R.S.A. §1579)"; and

(3) That is in a location that is at all times under direct supervision of an adult during the hours the machine is accessible.

See title page for effective date.

## CHAPTER 407

### H.P. 978 - L.D. 1309

#### **An Act to Authorize Sagadahoc County to Provide Centralized Administrative Services to Those Sagadahoc County Municipalities That Desire to Share the Cost of Those Services**

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

**Sec. 1.** 30-A M.R.S.A. c. 12 is enacted to read:

#### CHAPTER 12

#### COUNTY ADMINISTRATIVE SERVICES

##### §1401. Provision of services to municipalities

A county may choose to provide centralized administrative services to municipalities within that county by a majority vote of the county commissioners. If a choice to provide centralized administrative services is made, the county shall provide those services pursuant to this chapter.

##### §1402. Public hearings

The county commissioners may hold public meetings, after at least 2 weeks' but not more than 4 weeks' public notice, of all interested municipal officers, town managers, planning board members and other municipal officials and members of the public to determine what services municipalities are unable to provide in a cost-effective manner and which municipalities desire the provision of centralized administrative services.

##### §1403. Plan for administrative services

When a service that may be more effectively provided by the county on a centralized basis is identified, the county commissioners shall appoint a committee consisting of not less than one member from each interested municipality and one county commissioner to study and determine the feasibility of providing service on a centralized basis. The committee shall solicit letters of intent from each municipality that desires to participate in a plan for the provision of centralized administrative services and shall develop the plan. The county commissioners may accept or reject the plan.

##### §1404. Operating agreement

When there is an approved plan, the county commissioners may employ needed qualified personnel, purchase any required furniture, fixtures and equipment and provide or obtain suitable quarters on the condition that the participating municipalities enter into a binding agreement to share the cost. The agreement must cover all operating costs and be for a term sufficient to recover any capital investments made by the county.

##### §1405. Additional municipalities

Municipalities that are not parties to an operating agreement at the time the agreement is made may join the operating agreement under terms agreed to by the county commissioners and a majority of the original participating municipalities and at a cost not to exceed that of the original participating municipalities by more than 5%.

##### §1406. Tax increases prohibited

The cost or any portion of the cost of providing centralized administrative services to participating municipalities may not be assessed to a nonparticipating municipality as a part of the county tax.

##### §1407. Penalties

If a participating municipality fails, after 30 days' notice, to meet any financial obligation required by an operating agreement, the amount of the obligation becomes a penalty, which must be added to the county tax and be assessed to that municipality.

##### §1408. Eligible counties

The following counties are eligible to provide centralized administrative services pursuant to this chapter:

##### 1. Sagadahoc County. Sagadahoc County.

##### §1409. Repeal

This chapter is repealed on July 1, 1995.

**Sec. 2. County commissioner recommendations.** The county commissioners of a county exercising the eligibility to adopt cooperative plans to provide centralized administrative services under the Maine Revised Statutes, Title 30-A, section 1408 shall submit recommendations by January 1, 1995 to the joint standing committee of the Legislature having jurisdiction over state and local government matters on whether the Legislature should extend authorization of Title 30-A, chapter 12.

See title page for effective date.