

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

SECOND REGULAR SESSION
January 7, 1998 to March 31, 1998

SECOND SPECIAL SESSION
April 1, 1998 to April 9, 1998

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 30, 1998

SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
JULY 9, 1998

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

J.S. McCarthy Company
Augusta, Maine
1997

authorizes the operation of the establishment only at the location for which the license is issued. Operation of the establishment at any other location is unlawful unless a license for the new location has been obtained in compliance with this chapter and applicable board rules.

Booths attached to or within a licensed shop that are operated independently are subject to licensure, fees and applicable rules in the same manner as independent shops. The board may establish rules for the operation of booths.

Shop licenses are issued on July 1st and must be renewed biennially unless otherwise provided by the commissioner. The fee is payable to the board.

Sec. 2. 32 MRSA §14224, sub-§§2-B to 2-D are enacted to read:

2-B. Change of ownership; change of location. The owner of a new shop is required to apply to the board for licensure of that shop. The owner of a licensed shop that undergoes a change in location is required to reapply to the board for licensure. The owner or owners of a licensed shop that undergoes a change in ownership shall notify the board within 7 days of the change. If a shop has more than one owner and the change in ownership results from the death or divorce of one of the owners, the notice must be provided to the board as set forth in subsection 2-C. Whenever there is a change of ownership, the shop license is valid for 30 days from the transaction date to allow the new owner to comply with this section.

2-C. Ownership changes resulting from death or divorce of an owner. If a licensed shop has more than one owner and ownership changes as a result of the death or divorce of one of the owners, the board shall reissue the license for the remaining license period as long as a remaining owner is named on the existing license and the board is notified within 30 days of the divorce decree or the date of death. A shop license is valid for 60 days following the death of the person in whose name the shop is licensed.

2-D. Special inspections. A shop that requires a special inspection, such as a new shop or a shop that changes location or ownership, may be assessed a separate inspection fee.

Sec. 3. 32 MRSA §14238, sub-§1, ¶¶M and N, as enacted by PL 1991, c. 397, §6, are amended to read:

M. For a late fee, \$30; and

N. For a late filing penalty fee for repeat offenders, \$100; and

Sec. 4. 32 MRSA §14238, sub-§1, ¶O is enacted to read:

O. For reissuance of a shop license after an ownership change when at least one owner retains ownership, \$10.

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

Effective March 25, 1998.

CHAPTER 623

H.P. 1468 - L.D. 2059

An Act to Repeal Certain Archaic and Unenforced Laws

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

Sec. 1. 10 MRSA §3604 is repealed.

Sec. 2. 17 MRSA c. 49 is repealed.

Sec. 3. 17 MRSA §2792 is repealed.

Sec. 4. 30-A MRSA §1508, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, is repealed.

Sec. 5. 30-A MRSA §1564, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, is repealed.

Sec. 6. 30-A MRSA §1652, as amended by PL 1989, c. 104, Pt. C, §§8 and 10, is further amended to read:

§1652. Jails to be clean and healthful

The sheriff shall see that the county jail is kept clean and healthful, ~~have the walls whitewashed in April or May annually and as often as the county commissioners order, at the county's expense,~~ and pay strict attention to the personal cleanliness of the prisoners.

Sec. 7. 32 MRSA c. 122, as enacted by PL 1989, c. 878, Pt. A, §102, is repealed.

See title page for effective date.
