

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 1, 2010 to June 29, 2011**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 28, 2011**

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

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**Augusta, Maine**  
**2011**

**2. Building official.** "Building official" means a building official appointed pursuant to section ~~2351~~ 2351-A.

**Sec. 3. 25 MRSA §2448-A, sub-§2, ¶A,** as enacted by PL 2009, c. 364, §2, is amended to read:

A. A municipal ~~inspector of buildings~~ building official has been appointed pursuant to section ~~2351~~ 2351-A.

See title page for effective date.

**CHAPTER 95**

**H.P. 531 - L.D. 701**

**An Act To Amend Certain  
Laws Governing County  
Sheriffs**

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

**Sec. 1. 30-A MRSA §373, sub-§1,** as enacted by PL 1987, c. 737, Pt. A, §2 and Pt. C, §106 and amended by PL 1989, c. 6; c. 9, §2; and c. 104, Pt. C, §§8 and 10, is further amended to read:

**1. Salaries; full compensation.** County sheriffs shall receive annual salaries as set forth in ~~section 2 subsection 3~~. The salaries are in full compensation for:

- A. Services in attendance upon the Supreme Judicial Court and upon the Superior Court;
- B. Services as jailer, master or keeper of the jail in each county;
- C. Receiving and committing prisoners in the jail;
- D. The service of all criminal and civil processes; and
- E. The performance of all duties relating to the enforcement of all criminal laws.

**Sec. 2. 30-A MRSA §373, sub-§3** is enacted to read:

**3. Salary; procedures.** The board of county commissioners of each county, through the county budget process, shall set the base salary for the county sheriff.

A. The salary for the county sheriff must be set prior to the election of a new county sheriff by the board of county commissioners by final budget approval prior to the first date that applicants may file with the Secretary of State for the office of county sheriff.

B. The salary of the county sheriff may not be reduced during the sheriff's term other than upon

complaint of malfeasance, misfeasance, neglect, gross negligence or failure to maintain certification with the Maine Criminal Justice Academy by the board of county commissioners to the Office of the Governor.

**Sec. 3. 30-A MRSA §374,** as enacted by PL 1987, c. 737, Pt. A, §2 and Pt. C, §106 and amended by PL 1989, c. 6; c. 9, §2; and c. 104, Pt. C, §§8 and 10, is further amended to read:

**§374. County sheriff to be full time**

The office of county sheriff is a full-time office in each county. The duties of the county sheriff include law enforcement, jail administration and court services, with irregular hours, requiring a nonstandard work schedule.

See title page for effective date.

**CHAPTER 96**

**H.P. 427 - L.D. 544**

**An Act To Eliminate  
Duplication of Paint Disclosure  
and Radon Requirements**

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

**Sec. 1. 14 MRSA §6030-B, sub-§1,** as amended by PL 2009, c. 566, §17, is repealed.

**Sec. 2. 14 MRSA §6030-B, sub-§2,** as amended by PL 2009, c. 566, §17, is repealed.

**Sec. 3. 14 MRSA §6030-D, sub-§1-A** is enacted to read:

**1-A. Short-term rentals.** As used in this section, "residential building" does not include a building used exclusively for rental under short-term leases of 100 days or less where no lease renewal or extension can occur.

**Sec. 4. 22 MRSA §1328,** as enacted by PL 2005, c. 339, §2, is repealed.

**Sec. 5. 33 MRSA §173, sub-§4, ¶B,** as amended by PL 2005, c. 339, §3, is further amended to read:

B. Lead-based paint for pre-1978 homes in accordance with federal regulations and Title 22, section 1328;

See title page for effective date.