

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.

Augusta, Maine
2011

C. The employer, if organized as a corporation, is subject to administrative dissolution as provided in Title 13-C, section 1421 or revocation of its authority to do business in this State as provided in Title 13-C, section 1532. The employer, if organized as a ~~domestic~~ limited liability company, is subject to administrative dissolution as provided in Title 31, section ~~608-B~~ 1592. The employer, if licensed, certified, registered or regulated by any board authorized by Title 5, section 12004-A or whose license may be revoked or suspended by proceedings in the District Court or by the Secretary of State, is subject to revocation or suspension of the license, certification or registration.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect July 1, 2011.

Effective July 1, 2011.

**CHAPTER 114
H.P. 608 - L.D. 812**

**An Act To Allow
Municipalities the Option To
Subsidize Publicly Owned Bus
Stops through Advertising**

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

Sec. 1. 23 MRSA §1908-A is enacted to read:
**§1908-A. Outdoor advertising; publicly owned bus
stops**

A municipality may erect and maintain at a publicly owned bus stop outdoor advertising signs visible to the traveling public from a public way. For purposes of this section, "bus stop" means a place where a public transport bus stops for the purpose of allowing passengers to board or leave the bus. The municipality is responsible for the administration of outdoor advertising signs under this section. Any revenue collected under this section by a municipality must be used for transportation purposes, including, but not limited to, maintenance of a publicly owned bus stop.

See title page for effective date.

**CHAPTER 115
H.P. 403 - L.D. 520**

**An Act To Allow a Waiver for
On-premises Signs**

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

Sec. 1. 23 MRSA §1903, sub-§8, as repealed and replaced by PL 1981, c. 318, §1, is amended to read:

8. On-premises sign. ~~"On-premise~~ On-premises sign" means a sign ~~which that~~ is erected and maintained according to the standards set forth in section 1914 upon the ~~same~~ real property ~~that upon which~~ the business, facility or point of interest ~~advertised by the~~ sign is located or an approach sign as permitted by section 1914, subsection 10. ~~The signs shall only sign~~ may advertise only the business, facility or point of interest ~~conducted thereon at~~, or the sale, rent or lease of, the property upon which it is located.

Sec. 2. 23 MRSA §1914, sub-§4, as repealed and replaced by PL 1981, c. 318, §4, is amended to read:

4. Location, relation to public way. ~~No on-~~ premise On-premises signs ~~may be permitted~~ are prohibited:

- A. Within 33 feet of the center line of any public way if the highway is less than 66 feet in width;
- B. ~~Within~~ Except as provided in subsection 4-A, within 20 feet from the outside edge of the paved portion of any public way with more than 2 travel lanes and a total paved portion in excess of 24 feet in width; ~~or and~~
- C. Within the full width of the right-of-way of any public way.

Paragraphs A and B ~~shall do~~ not apply to signs erected before September 1, 1957.

Sec. 3. 23 MRSA §1914, sub-§4-A is enacted to read:

4-A. Waiver. The commissioner may grant a person a written waiver of the prohibition under subsection 4, paragraph B for an on-premises sign when the owner of property on which the on-premises sign is to be located assumes all costs for removal and installation of the on-premises sign and provides a written statement of this fact to the registry of deeds for the county where the on-premises sign is to be located if:

- A. The majority of on-premises signs on either edge of the public way within 1,000 feet of the location of the proposed on-premises sign are located within 20 feet from the outside edge of the paved portion of the public way; or
- B. The proposed on-premises sign replaces an existing on-premises sign at the same location within 20 feet from the outside edge of the paved portion of the public way.

If an on-premises sign is granted a waiver under this subsection, the owner of the on-premises sign does not gain any permanent property rights relating to the