

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SEVENTH LEGISLATURE

SECOND REGULAR SESSION
January 6, 2016 to April 29, 2016

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 29, 2016

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

Augusta, Maine
2016

§473. Amusement ride inspection fee

The amusement ride inspection fee is ~~\$75~~ \$100 per ~~inspector per hour with a minimum charge of \$75~~ amusement ride identified in an inspection application submitted to the Office of the State Fire Marshal pursuant to section 472, subsection 6. The applicant must pay the \$100 inspection fee for each amusement ride identified in the application, even if an amusement ride identified in the application is not available for inspection at the time the Office of the State Fire Marshal conducts its inspection. The applicant must pay an additional \$100 per amusement ride each time an amusement ride inspector must return to inspect a ride that was identified in the application but was not available for inspection during the prior inspection.

Sec. 4. 8 MRSA §475, sub-§§3 and 4, as amended by PL 2015, c. 148, §1, are amended to read:

3. Inspection fee. An amusement device may be inspected as determined necessary to protect the public safety by the commissioner. The amusement device inspection fee is ~~\$75~~ \$100 per ~~inspector per hour with a minimum charge of \$75~~ amusement device. If an amusement device is not available for inspection by the Office of the State Fire Marshal at the time agreed upon by the amusement ride inspector and the owner or operator of the device, the owner or operator of the amusement device must still pay the \$100 inspection fee for the amusement device and an additional \$100 per amusement device each time an amusement ride inspector must return to inspect a device that was not available for inspection during the prior inspection.

4. Amusement device defined. For purposes of this section, "amusement device" means a device by which a person is carried or conveyed or is allowed to move on, around or over a fixed course within a defined area intended to thrill, excite or amuse, including, but not limited to, bungee jumping and water slides, regardless of whether a fee to use the device is charged. "Amusement device" does not include ~~an amusement ride, vehicle or device the operation of which is regulated as to safety by any other provision of law, except a municipal ordinance under Title 30-A, section 3001, or any coin-operated amusement device on a nonmoving base that is designed to accommodate one child;~~

- A. An amusement ride;
- B. An inflatable bounce house or similar inflatable structure;
- C. A vehicle or device the operation of which is regulated as to safety by any other provision of law, except a municipal ordinance under Title 30-A, section 3001; or
- D. A coin-operated amusement device on a non-moving base that is designed to accommodate one child.

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

Effective March 31, 2016.

CHAPTER 422

S.P. 625 - L.D. 1574

An Act To Protect Maine Voters from Intimidating Video Recording at the Polls

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

Sec. 1. 21-A MRSA §681, sub-§4, as amended by PL 2007, c. 455, §35, is further amended to read:

4. Outside the guardrail enclosure. If sufficient space exists, party workers and others, in addition to the pollwatchers allowed pursuant to section 627, may remain in the voting place outside the guardrail enclosure as long as they do not attempt to influence voters or interfere with their free passage. If a person attempts to influence voters or interfere with their free passage, the warden shall have the person removed from the voting place. A person video recording in the voting place must remain outside the guardrail and may not conduct video recording closer than 15 feet from a voter being recorded, including when a voter is where a person is collecting voters' signatures. A person who video records a voter in violation of this subsection may be removed from the voting place by the municipal clerk at the recommendation of the warden as provided in section 662, subsection 2.

See title page for effective date.

CHAPTER 423

S.P. 663 - L.D. 1636

An Act To Amend the Laws Relating to Endangered and Threatened Species

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Department of Inland Fisheries and Wildlife's ability to effectively manage endangered and threatened species in conjunction with human activity is key to the protection and recovery of a listed species; and