

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## One Hundred and First Legislature

OF THE

# STATE OF MAINE

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The Knowlton and McLeary Company  
Farmington, Maine  
1963

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

As Passed by the One Hundred and First Legislature

1963

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## Chapter 337

### AN ACT Relating to Operation of Retail Store and Restaurant Prior to Application to Sell Malt Liquor.

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

**Sec. 1. R. S., c. 61, § 32, amended.** The 3rd paragraph of section 32 of chapter 61 of the Revised Statutes is amended to read as follows:

'No licenses shall be issued to any new retail establishment premise under the provisions of this section unless it has been in operation as such for a period of at least 3 months next prior to the date of the application, or unless such applicant proves to the satisfaction of the commission that all proper standards and requirements of laws and rules and regulations of the commission have been met and said applicant has been a resident of the State for at least 6 months prior to filing his application, except that anyone who formerly held a Maine malt liquor license or who formerly was owner of a retail store within the State of Maine, shall not be subject to the provisions of this sentence.'

**Sec. 2. R. S., c. 61, § 33, amended.** The 2nd sentence of section 33 of chapter 61 of the Revised Statutes is amended to read as follows:

'No license shall be issued to a new restaurant premise unless it has been in operation as such for a period of at least 3 months next prior to the application therefor provided, however, that or unless such applicant proves to the satisfaction of the commission that all proper standards and requirements of laws and rules and regulations of the commission have been met and said applicant has been a resident of the State for at least 6 months prior to filing his application. Any ~~any~~ honorably discharged member of the armed forces of the United States who formerly held a malt beverage license or who formerly was the owner of a restaurant shall not be subject to the provisions of this ~~sentence~~ section, and provided further in the case of part-time premises that operation next prior to time of application shall be held to mean operation during the season when such part-time premise is ordinarily open for business.'

Effective September 21, 1963

## Chapter 338

### AN ACT to Promote Merchandising of Maine Sardines.

**Preamble.** Whereas, the packing of sardines is one of the most important industries of the State; and

Whereas, the packers and the Maine Sardine Council have widely advertised Maine sardines and have substantially improved the quality of this important Maine product, which improvements have proved to be an aid to merchandising Maine sardines and expanding the market therefor; and

Whereas, the economic and general welfare of not only certain maritime communities and counties in Maine is materially affected by the condition of this industry, but also those of the people of the State as a whole; and

Whereas, strengthening of this important Maine industry will also benefit those engaged in the Maine fishing industry supplying the packers of sardines and other Maine industries supporting the sardine industry; and

Whereas, Maine sardines do not now enjoy a substantial foreign market; and

Whereas, creation of new markets abroad will benefit not only this industry as a whole and the people of the State as a whole but will also make available to all who wish to enter this industry prospects of a wider market for their product; and

Whereas, by the use of funds collected under the Sardine Tax Law, the sale of Maine sardines abroad and the development of foreign markets therefor can be aided; and

Whereas, it is important to the industry and all of those benefited by its well-being including the people of the State as a whole that immediate effort be made to merchandise Maine sardines abroad and to develop foreign markets.

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

**Sec. 1.** R. S., c. 16, § 267, sub-§ II, ¶ A, amended. Paragraph A of subsection II of section 267 of chapter 16 of the Revised Statutes, as amended, is further amended by adding at the end 2 new sentences, as follows:

“Merchandising” and “advertising” shall include, among other activities, the purchase of Maine sardines by the Maine Sardine Council through the State Purchasing Agent on a competitive sealed bid basis, and the distribution of such sardines by the council for promotional purposes, to develop and expand foreign markets, to obtain effective distribution and consumer exposure and to create and maintain consumer acceptance and demand. Such distribution may be at less than the cost of such sardines to the council where reasonably necessary, in the judgment of the council, to accomplish the merchandising and advertising of Maine sardines, and the council may give advertising and promotional allowances for the purposes of promoting the advertising and resale of Maine sardines.’

**Sec. 2.** Limitation on funds expended for promotion of foreign markets. The total of the advertising and promotional allowances given and any loss on the distribution of sardines purchased under section 1 shall not exceed \$100,000 during any 12-month period from September 1st to August 31st while section 1 shall be effective and a proportional amount for any lesser period created by the expiration of section 1.

The cost of inventory on hand at any one time shall not exceed \$50,000. No purchase of sardines shall be made which would reduce the fund in the hands of

the Treasurer of State from excise taxes collected under the Revised Statutes, chapter 16, sections 260 to 269 to a sum less than \$150,000, and in the event that the aforesaid sum is reduced to an amount less than \$150,000, then purchase of sardines by the council under this program shall be suspended until such time as the fund exceeds that amount.

**Sec. 3. Expiration date.** Sections 1 and 2 of this act shall expire on December 1, 1965, unless sooner extended.

Effective September 21, 1963

## Chapter 339

### AN ACT Relating to Boundaries of Western, Eastern and Central Aroostook District Court Divisions.

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

**R. S., c. 108-A, § 3, sub-§§ III-V, repealed and replaced.** Subsection III of section 3 of chapter 108-A of the Revised Statutes, as enacted by section 1 of chapter 386 of the public laws of 1961 and as amended, and subsections IV and V of section 3 of chapter 108-A of the Revised Statutes, as enacted by section 1 of chapter 386 of the public laws of 1961, are repealed and the following enacted in place thereof:

**III. Western Aroostook:** Western Aroostook consists of the municipalities and unorganized territory known as Hamlin Plt., Cyr Plt., T17 R3, T17 R4, T16 R5, T15 R6, Winterville Plt., T15 R8, T15 R9, T14 R10, T14 R11, T14 R12, T14 R13, T14 R14, T14 R15, T14 R16, and all municipalities and unorganized territory in Aroostook County lying to the west and north of these. The District Court for Western Aroostook shall be held at Madawaska.

**IV. Eastern Aroostook:** Eastern Aroostook includes the municipalities and unorganized territory known as Limestone, Caribou, Washburn, Wade, T13 R5, and all municipalities and unorganized territory in Aroostook County lying to the north of these up to the boundary of the division of Western Aroostook. The District Court for Eastern Aroostook shall be held at Caribou.

**V. Central Aroostook:** Central Aroostook includes the municipalities and unorganized territory known as Blaine, TD R2, T9 R3, T9 R4, T9 R5, Oxbow, T9 R7, T9 R8, T10 R8, T11 R9, T11 R10, T11 R11, T11 R12, T11 R13, T11 R14, T11 R15, R11 R16, R11 R17, and all municipalities and unorganized territory, including the City of Presque Isle in Aroostook County lying to the north of these up to the boundary of the division of Western Aroostook and the boundary of the division of Eastern Aroostook. The District Court for Central Aroostook shall be held at Presque Isle.'

Effective September 21, 1963