

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fifth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with  
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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1971

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PUBLIC LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Fifth Legislature  
1971

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Sec. 5. R. S., T. 38, § 484, amended. The first sentence of the 3rd paragraph from the end of section 484 of Title 38 of the Revised Statutes, as enacted by section 2 of chapter 571 of the public laws of 1969, is repealed as follows:

~~The commission shall adopt, and may amend and repeal rules for the conduct of hearings held under this section in the same manner as provided for the adoption, amendment and repeal of rules of practice before it~~

Sec. 6. R. S., T. 38, §§ 595 and 596, amended. Sections 595 and 596 of Title 38 of the Revised Statutes, as enacted by section 1 of chapter 474 of the public laws of 1969, are amended to read as follows:

#### § 595. Enforcement of orders and regulations

All orders and regulations of the commission shall be enforced by the Attorney General. If any order or regulation of the commission is not complied with within the time period specified, the commission shall immediately notify the Attorney General of this fact. Thereafter the Attorney General shall commence an action in the Superior Court of any county where the violation of the commission's order or regulation has occurred, seeking injunctive relief to prohibit further violation thereof.

#### § 596. Violations of orders and regulations; penalties

Any person who violates any order or regulation of the commission shall be subject to the penalties set forth in section 453.

Effective September 23, 1971

## Chapter 257

### AN ACT Relating to Permits for Keeping Certain Wild Animals in Captivity.

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

Whereas, the State of Maine is being plagued by an outbreak of rabies; and

Whereas, the following legislation is vitally necessary to prevent further spread of this dangerous disease; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

R. S., T. 12, § 2358, amended. The 2nd and 3rd sentences of the 2nd paragraph of section 2358 of Title 12 of the Revised Statutes, as amended by section 39 of chapter 425 of the public laws of 1969, are repealed as follows:

~~The commissioner may issue a permit to any individual to keep in captivity a skunk, fox or raccoon and may revoke any permit so issued at any time. All permits so issued shall be valid only for the calendar year in which they were issued and the fee for same shall be \$10~~

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

Effective May 5, 1971

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## Chapter 258

### AN ACT Relating to Theft of Trade Secrets.

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

R. S., T. 17, § 2113, sub-§ 1, ¶ C, amended. The first sentence of paragraph C of subsection 1 of section 2113 of Title 17 of the Revised Statutes, as enacted by chapter 343 of the public laws of 1967, is amended to read as follows:

The term "trade secret" means the whole or any portion or phase of any scientific or technical information, design, process, procedure, formula ~~or~~, improvement, confidential business or financial information, listing of names, addresses or telephone numbers which is of value and has been specifically identified by the owner as of a confidential character, and which has not been published or otherwise become a matter of general public knowledge.

Effective September 23, 1971

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## Chapter 259

### AN ACT Regulating Hunting from Certain Public Ways.

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

Sec. 1. R. S., T. 12, § 2455-A, additional. Title 12 of the Revised Statutes is amended by adding a new section 2455-A, to read as follows:

#### § 2455-A. Hunting from public ways

It shall be unlawful for any person to hunt any wild birds or wild animals from any public way within any municipality of the State, except with a shotgun used in conjunction with ammunition no larger than No. 6 shot. Possession of a loaded firearm within the limits of any public way, except as herein provided, shall be prima facie evidence of hunting. For the purposes of this section "public way" shall mean any road treated with bituminous material. Nothing in this section shall prohibit a law enforcement officer from carrying out his official duties. Nothing in this section shall prohibit a person who has a valid permit to carry a concealed weapon to possess such weapon providing it is not used for hunting wild birds or wild animals.