

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fifth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
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§ 509. Funds

The commission shall be the official agency of the State to receive and disburse any and all funds made available by the Federal Government for programs related to the purposes of the commission.

§ 510. Reports

The commission shall approve the report of the director to the Governor and the Legislature not later than January 1, 1973 and thereafter within 10 days after the commencement of each regular session of the State Legislature.

Sec. 2. Appropriation. There is appropriated from the General Fund to the Maine Historic Preservation Commission the sum of \$31,325. The breakdown shall be as follows:

	1971-72	1972-73
MAINE HISTORIC PRESERVATION COMMISSION		
Personal Services	(2) \$10,125	(3) \$13,500
All Other	3,000	3,500
Capital Expenditures	1,000	200
	\$14,125	\$17,200

Effective September 23, 1971

Chapter 537

AN ACT Relating to the Parks and Recreation Department.

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

Sec. 1. R. S., T. 12, § 602, amended. The first 2 paragraphs of section 602 of Title 12 of the Revised Statutes, as amended, are repealed and the following enacted in place thereof:

The Parks and Recreation Department, hereinafter in this Title called the "department," is hereby established and shall exercise such powers and perform such duties as are set forth in this Title. The Parks and Recreation Department shall consist of a Commissioner of Parks and Recreation, hereinafter called the "commissioner," and such official and clerical staff as are provided for. The Maine State Park and Recreation Commission is hereby abolished and all the powers, duties, rights, responsibilities, liabilities and functions of any kind or nature, which have been, until the effective date of this Act, reposed in the Maine State Park and Recreation Commission by any public or private law or by any lease, grant, contract or other legal transaction, are hereby vested in the commissioner. The Governor, with the advice and consent of the Council, shall appoint a commissioner of Parks and Recreation whenever a vacancy occurs. The commissioner shall hold office during the tenure of the Governor and shall serve until his successor is appointed and qualified.

The department shall have jurisdiction, custody and control in, over and upon all state parks and memorials and national parks which are under con-

trol and management of the State, excepting Baxter State Park. Wilderness or natural areas, or both, shall be established and managed primarily to preserve the natural character and features of such areas, and any use or development which threatens such character and features shall be prohibited. It is not the intention of the Legislature to include under this chapter any national parks now existing or which may be hereafter created under national management or control. Said department shall have and exercise the following powers and authority:

Sec. 2. Effective date. This Act shall be effective on January 1, 1972. The Governor, with the advice and consent of the Council, shall appoint a Commissioner of Parks and Recreation to assume office on January 1, 1972.

Effective January 1, 1972

Chapter 538

AN ACT to Amend the Employment Security Law to Conform to Federal Requirements.

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

Sec. 1. R. S., T. 26, § 1043, sub-§ 1, repealed and replaced. Subsection 1 of section 1043 of Title 26 of the Revised Statutes is repealed and the following enacted in place thereof:

1. **Agricultural labor.** "Agricultural labor" includes all services performed on a farm in the employ of the operator or group of operators of such farm in connection with the cultivation of the soil, the harvesting of crops or the management of livestock, bees or poultry or fur-bearing animals, or in connection with the processing, packing, transportation or marketing of the produce of such farm. Provided that storage sheds or warehouses operated by the operator or group of operators of a farm shall be considered as being part of the farm. Services performed for an operator or group of operators of a farm in connection with processing, packing, transportation, or marketing of the produce of such farm does not constitute "agricultural labor" unless more than $\frac{1}{2}$ of the product is produced by the operator or group of operators for which the services were performed.

Lumbering and the cutting of wood for sale shall not be deemed "agricultural labor" unless carried on as an incident to ordinary farming operations.

The term "farm" shall include stock, dairy, poultry raising, fruit, fur-bearing animal and truck farms, nurseries, greenhouses and orchards.

This subsection shall not be deemed to be applicable with respect to service performed in connection with commercial canning or freezing or the commercial hatching of poultry.

Sec. 2. R. S., T. 26, § 1043, sub-§ 2, amended. Subsection 2 of section 1043 of Title 26 of the Revised Statutes is amended to read as follows: