

MAINE STATE LEGISLATURE

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ACTS, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth Legislature

OF THE

STATE OF MAINE

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OF THE
STATE OF MAINE
AS PASSED BY THE
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1973

fessional so retained for a project shall perform only those services for which he is competent and shall utilize the services of other qualified professionals as required to provide a proper and complete professional service to the State or subdivision thereof consistent with applicable law.

Effective October 3, 1973

CHAPTER 177

AN ACT Relating to Recording Municipal Ordinances Relating to Land Control.

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

R. S., T. 33, § 662-A, additional. Title 33 of the Revised Statutes is amended by adding a new section 662-A to read as follows:

§ 662-A. Municipal land control ordinances

Any municipality having in force or adopting any ordinance which relates to land control, including, but not limited to, zoning and subdivisions, shall file a certified copy of such ordinance in the registry of deeds in the county or registry district wherein such municipality is located and said municipality shall forthwith transmit to said county or district registry of deeds any amendment or amendments to said ordinance.

The registers of deeds in the several counties and registry districts shall provide suitable protection and access to said filed ordinances in the manner customarily used for official records, and shall note on an official record the date of filing of each ordinance and shall stamp each ordinance in a manner clearly showing the date of filing; and such matter shall be filed by name of municipality.

Effective October 3, 1973

CHAPTER 178

AN ACT Relating to Resetting, Tampering or Disconnecting Odometers on Motor Vehicles.

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

R. S., T. 17, § 1609-A, repealed and replaced. Section 1609-A of Title 17 of the Revised Statutes, as enacted by chapter 233 of the public laws of 1971, is repealed and the following enacted in place thereof:

§ 1609-A. Resetting, tampering or disconnecting odometers on motor vehicles

1. Information on transfer. At the time of transfer of a motor vehicle each transferor shall furnish to the transferee a written statement signed by the transferor, containing the following information:

- A. The date of the transfer;
- B. The odometer reading at the time of transfer;
- C. The transferor's current address;
- D. A statement that the transferor or his agent has repaired, replaced or serviced the odometer, if such is the fact; and
- E. The name and address of the prior owner;
- F. The identity of the vehicle, including its make, model and body type, its vehicle identification number and its last plate number;

and also shall enter in ink on the document transferring ownership to the transferee the same said information listed in paragraphs A to D and furthermore each transferor of a motor vehicle shall enter in ink on the instruments executed by him, including any form prescribed by the Department of Secretary of State, Division of Motor Vehicles, the odometer reading at the time of transfer. In addition to the items listed in this section, if the transferor knows that the odometer reading differs from the number of miles the vehicle has actually traveled, he shall include a statement that the actual vehicle mileage is unknown and if the transferor knows that the mileage indicated on the odometer is beyond the designed mechanical limits of said odometer, he shall include a statement of the total cumulative mileage. Any person, firm, partnership or corporation who intentionally violates any provision of this subsection or who gives a false statement to a transferee under this subsection, shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than 11 months, or by both.

2. Misrepresentation. A person, firm, partnership or corporation who shall misrepresent the mileage of a motor vehicle to a transferee by the execution and delivery of the written statement required in subsection 1, which in fact is false, or who shall misrepresent such mileage to a transferee by disconnecting, changing, tampering or causing to be disconnected or changed the odometer of any motor vehicle shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than 11 months, or by both.

3. Service and repair. Nothing in this section shall prevent the service, repair or replacement of an odometer, provided the mileage indicated thereon remains the same as before the service, repair or replacement. Where the odometer is incapable of registering the same mileage as before such service, repair or replacement, the odometer shall be adjusted to read zero and a notice in writing shall be attached to the left door frame of the vehicle by the owner or his agent specifying the mileage prior to repair or replacement of the odometer and the date on which it was repaired or replaced. Any removal or alteration of such notice so affixed shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than 11 months, or by both.

4. **Penalty.** A violation of any provision of this section shall constitute a violation of Title 5, chapter 10, Unfair Trade Practices Act.

Effective October 3, 1973

CHAPTER 179

AN ACT to Exempt Methods of Payment for Laboratory Services provided to Persons Outside of the State.

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

R. S., T. 22, § 2033, amended. The last sentence of section 2033 of Title 22 of the Revised Statutes, as enacted by chapter 380 of the public laws of 1967, is repealed and the following enacted in place thereof:

A copy of the itemized statement shall be sent to the patient.

Effective October 3, 1973

CHAPTER 180

AN ACT Relating to the Marking of Egg-bearing Lobsters.

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

Whereas, the lobster industry is one of Maine's great natural resources; and

Whereas, the following legislation is vitally necessary to protect the industry as soon as possible by making the marking of egg-bearing lobsters uniform; 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:

Sec. 1. R. S., T. 12, § 4401, sub-§ 4, §§ A and B, amended. Paragraph A, as amended by section 11 of chapter 337 of the public laws of 1967, and paragraph B of subsection 4 of section 4401 of Title 12 of the Revised Statutes, are amended to read as follows:

A. The commissioner shall cause such lobsters, before being liberated, to be marked by cutting a V-notch in either of the flippers next to the middle flipper of their tails.