

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

PORTLAND LITHOGRAPH COMPANY
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1977

PUBLIC LAWS
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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:

28 MRSA § 701, as last repealed and replaced by PL 1975, c. 741, § 21, is amended by adding at the end the following new paragraph to read:

Every applicant for an original or renewal malt liquor license shall remit with his application a filing fee of \$10, except in unorganized places the filing fee of \$10 shall be paid to the county treasurer of the county in which the unincorporated place is located, and all such applications for license in unincorporated places shall be accompanied by evidence of payment of filing fee to the county treasurer.

Emergency clause; retroactivity. In view of the emergency cited in the preamble, this Act shall take effect when approved, and shall be retroactive to July 26, 1976.

Effective May 16, 1977 unless otherwise indicated

CHAPTER 169

AN ACT Concerning Cruelty to Animals.

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

17-A MRSA § 510, sub-§ 1, ¶ C, as enacted by PL 1975, c. 499, § 1, and as amended by PL 1977, c. 35, is further amended to read:

C. He deprives any animal which he owns or possesses of necessary sustenance, necessary medical attention, proper shelter, protection from the weather or humanely clean conditions;

Effective October 24, 1977

CHAPTER 170

AN ACT Establishing the Offense of Illegal Transportation of Alcoholic Beverages Onto or Off of the Premises of a Licensee Licensed for On-premise Consumption.

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

28 MRSA § 1061 is enacted to read:

§ 1061. Illegal transportation of alcoholic beverages

1. Transportation on or off premises. Any person who transports alcoholic beverages onto or off of the premises of a licensee licensed for the sale of spiritous, vinous or malt liquor, or any combination of those liquors, to be consumed on the premises, shall be guilty of a Class E crime.

2. Defense. It is a defense to a prosecution under this section that the transportation was authorized or permitted by the licensee, the licensee's agent or the licensee's employee.

Effective October 24, 1977

CHAPTER 171

AN ACT to Permit Vehicular Traffic to Turn Right at a Red Light.

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

Sec. 1. 29 MRSA § 947, sub-§ 3, ¶ C, as enacted by PL 1971, c. 557, is repealed and the following enacted in its place:

C. All vehicular traffic facing a steady circular red signal at an intersection may cautiously enter the intersection to make a right turn as required by paragraph A, unless such a turn is prohibited by an appropriate sign such as "NO RIGHT TURN ON RED." The local community and the Department of Transportation in determining whether or not to prohibit a right turn on red shall consider at least the following factors: Proximity of schools; proximity of fire stations; proximity of residences or institutions for the blind; number of pedestrians using the intersection and the complexity of the intersection. All vehicular traffic executing such a turn shall yield the right-of-way to pedestrians upon a crosswalk adjacent to the intersection and to all traffic moving on the lanes having the green or "Go" signal at the intersection.

Sec. 2. Effective date. This Act shall become effective on May 1, 1978.

Effective May 1, 1978