

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
OF THE
STATE OF MAINE

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Sec. 4. 29 MRSA § 899 is amended to read:

§ 899. Statewide application

Sections 893, 894 and ~~896~~ to, 897 and 898 shall apply upon any way or in any other place in the State.

Effective October 24, 1977

CHAPTER 313

AN ACT Relating to Actions in Trespass for Cutting Trees on the Land of Another.

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

Sec. 1. 14 MRSA § 7552, last sentence, is amended to read:

If ~~said~~ such an act or such acts are committed willfully or knowingly, the defendant is liable to the owner in ~~double~~ treble damages and, in addition, for the cost of any professional services necessary for the determination of damages, for attorney's fees, and for court costs.

Sec. 2. 14 MRSA § 7552-A, as enacted by PL 1975, c. 253, is repealed and the following enacted in its place:

§ 7552-A. Land on which 10 acres or more of wood is to be cut

Any person who authorizes the cutting of timber or wood on his own property, when the cutting involves an area of 10 or more acres, shall clearly mark any property lines which are within 200 feet of the area to be cut. If any such person fails to clearly mark such property lines and if the person or persons who are authorized to cut then cut timber or wood on abutting land without the authorization of the owner of that land, the person who failed to mark his property lines shall be liable in a civil action, in double damages, to that owner of the abutting land. Such damages shall be in addition to any damages to which the owner of the abutting land may be entitled to under section 7552.

Effective October 24, 1977

CHAPTER 314

AN ACT to Limit the Liability for Damage to Underwater Lines.

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

12 MRSA § 4214 is enacted to read:

§ 4214. Dragging in charted cable areas

It is unlawful to use any drag or otter trawl along the seabed in any waters that are identified or marked as underwater cable or pipeline areas on the most recently published United States Government nautical chart.

Effective October 24, 1977

CHAPTER 315

AN ACT Requiring Permanent Markers Prior to the Sale or Conveyance of Land in an Approved Subdivision.

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

30 MRSA § 4956, sub-§ 4, 1st sentence, as repealed and replaced by PL 1975, c. 703, § 1, is amended to read:

No person, firm, corporation or other legal entity may sell, lease or convey for consideration, offer or agree to sell, lease or convey for consideration any land in a subdivision which has not been approved by the municipal reviewing authority of the municipality where the subdivision is located and recorded in the proper registry of deeds, nor shall such person, firm, corporation or other legal entity sell or convey any land in such approved subdivision unless at least one permanent marker is set at one lot corner of the lot sold or conveyed.

Effective October 24, 1977

CHAPTER 316

AN ACT Providing for Improvements in the Sales Tax Collection Provisions Specified by Statute.

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

Sec. 1. 36 MRSA § 1814, is enacted to read:

§ 1814. Excessive and erroneous collections