

MAINE STATE LEGISLATURE

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EIGHTH REVISION

THE
REVISED STATUTES

OF THE
STATE OF MAINE

PASSED SEPTEMBER 20, 1944, AND TAKING EFFECT
DECEMBER 30, 1944

VOLUME I



By the Authority of the Legislature

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- II. Fraud or deceit in procuring admission to such practice;
- III. Fraud or deceit in the practice of veterinary medicine;
- IV. Wilful violation of any of the provisions of this chapter;
- V. Gross malpractice;
- VI. Conviction of a felony or any crime; or
- VII. Being addicted to the use of drugs.

Proceedings for the revocation of a license or the annulment of registration may be brought by filing written verified charges against the accused. Such charges may be preferred by any person or corporation, or the board may direct one of its members to prefer such charges. Original charges shall be filed with the clerk of the superior court of the county in which the accused last resided.

The time and place for the hearings of said charges shall be fixed by the judge of the superior court before whom said hearings will be held. It shall be the duty of the prosecuting attorney of the said county to present the evidence before the court on said case.

A copy of the charges, together with a notice of the time and place when they will be heard, shall be served upon the accused or his counsel at least 10 days before the date actually set for the said hearing.

If the judge shall find that the charges or any of them are sustained, he shall cause the license of the accused to be revoked.

Any person who shall practice veterinary medicine after his registration has been marked annulled or his license revoked shall be deemed to have practiced veterinary medicine without registration.

After the expiration of 1 year from the date of revocation of license or annulment of registration, the board may entertain a new application for a new license and may exempt the applicant from the necessity of taking any examination.

CHAPTER 71.

BOARD OF SANITATION, LICENSING, AND INSPECTION.

Sec. 1. Board of sanitation, how constituted; duties. 1939, c. 200, § 1. The board of sanitation, licensing, and inspection, as heretofore established, shall consist of the commissioner of agriculture, attorney-general, and director of health. They shall serve as members of said board without additional compensation.

The board shall, as far as possible, eliminate needless duplication, travel, and other expense in examination, licensing, and inspection services carried on by the bureau of health in the department of health and welfare, and by the department of agriculture, and shall have full authority to perform all acts necessary to accomplish such purpose. Provided, however, that nothing contained in this chapter shall be deemed to give said board any authority to dispense with or

transfer the inspection of milk and registration of milk dealers from the jurisdiction of the department of agriculture, or to dispense with or transfer any other such services, except where duplication and unnecessary expense may be found to exist and where such services can reasonably be consolidated.

Sec. 2. Transfer of funds. 1939, c. 200, § 2. Whenever the governor and council shall find that the state or any of its departments, divisions, or bureaus is incurring expense and using funds of the state in connection with the carrying on of the work of any board or commission which collects fees from the persons so supervised and licensed, including salaries, travel, and the expense of office equipment and supplies, they are authorized and empowered to transfer from any funds now or hereafter held by any such board or commission, such sums of money as shall reimburse the state or any department or bureau thereof for such expense so incurred, including a reasonable charge for office space, light, and heat. Such sums so transferred shall be added to and become a part of the funds of the department, bureau, or division incurring such expense.

See c. 15, § 27, re funds held by treasurer of state for examining boards.

CHAPTER 72.

SANITARY WATER BOARD.

Sec. 1. Sanitary water board, members, technical secretary, meetings, powers. 1941, c. 209, § 1. The sanitary water board, as heretofore established, and hereinafter in this chapter called the "board", shall consist of the commissioner of health and welfare, the commissioner of agriculture, the commissioner of inland fisheries and game, the chairman of the public utilities commission, 2 representatives of the manufacturing interests of the state, and 2 representatives of the municipalities. The representatives of the manufacturing interests and of the municipalities shall be appointed by the governor and shall hold office for 4 years and until their successors are appointed and duly qualified; the other members shall hold office for such period of time as they shall continue in their respective offices and they shall receive no additional compensation for their services as members of the board other than that provided by law or by appropriation by the legislature for their respective positions as heads of state departments; the members appointed by the governor shall receive no compensation for their services, but they shall receive necessary traveling expenses for attending any meeting of the board, or for trips which they, or any of them, may make in connection with the work of the board and under the specific authority of the board, which traveling expenses shall be paid out of the general funds, but shall under no circumstances exceed, for any fiscal year, the amount of \$100 for each such member.

Meetings of the board shall be held at such time and place as shall be determined by a majority of the board. One of its members shall be elected to serve as chairman, but in his absence or on his resignation another member of the board shall be chosen so to serve. Five members of the board shall constitute a quorum.

It shall be the duty of the board to study, investigate, and from time to time recommend to the persons responsible for the conditions, ways and means of eliminating from the streams and waters of this state, so far as practicable, all