

MAINE STATE LEGISLATURE

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N I N E T Y - E I G H T H L E G I S L A T U R E

Legislative Document

No. 45

H. P. 32

House of Representatives, January 15, 1957.

Referred to Committee on Legal Affairs. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Rollins of Belfast.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-SEVEN

AN ACT Relating to Explosives and Inflammable Liquids.

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

Sec. 1. R. S., c. 97, § 43, amended. The 1st paragraph of section 43 of chapter 97 of the Revised Statutes is hereby amended to read as follows:

'The Insurance Commissioner shall make, amend or rescind, after public hearing thereon, notice of which has been duly advertised in the state paper, reasonable rules and regulations for the **use of and** the keeping or transporting from place to place in the State of all gunpowder, petroleum, coal oils, burning fluids, naphtha, benzine and all other explosives and illuminating substances which such Commissioner believes dangerous to the lives or safety of citizens.'

Sec. 2. R. S., c. 97, § 43, amended. The last paragraph of section 43 of chapter 97 of the Revised Statutes is hereby amended to read as follows:

'No person shall keep, **use** or transport any such article in any quantity or manner, except as prescribed in such regulations, unless waived by the Commissioner as ~~hereinbefore~~ provided, under a penalty of not less than \$20 nor more than \$100, for each offense; ~~and~~. **All** such articles may be seized by any peace officer and forfeited, and within 20 days after such seizure, may be libeled according to law. Cities and towns may also make and enforce reasonable ordinances or by-laws, not inconsistent with said rules and regulations.'

Sec. 3. R. S., c. 97, § 43-A, amended. Section 43-A of chapter 97 of the Revised Statutes, as enacted by chapter 201 of the public laws of 1955, is hereby amended to read as follows:

'**Sec. 43-A. Transportation of explosives.** As a condition to the granting of a permit or license to transport explosives, the Insurance Commissioner may re-

quire that the vehicle used in transportation of explosives may be accompanied by a representative of the Commissioner, who shall be paid mileage **and expenses** by the person to whom the license is issued at the rate allowed to fire inspectors by the State for the use of his car. This condition is not applicable to loads of 4,000 pounds or less. Explosives referred to herein shall not include petroleum products.'