

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES
AS PASSED BY THE
Eighty-ninth and Ninetieth
Legislatures

OF THE
STATE OF MAINE

From April 21, 1939 to April 26, 1941
AND MISCELLANEOUS STATE PAPERS

Published by the Revisor of Statutes in accordance
with the Resolves of the Legislature approved June
28, 1820, March 18, 1840, March 16, 1842, and Acts
approved August 6, 1930 and April 2, 1931.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1941

PROPERTY OF THE
STATE OF MAINE
NOT TO BE SOLD

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninetieth Legislature

1941

'Sec. 414. Commitment of persons of unsound mind for observation. If a person accused of a crime, is found by 2 physicians qualified as examiners in insanity, to be in such mental condition that his commitment to an institution for the insane is necessary for his proper care or observation, he may be committed by any judge ~~or any other officer authorized to commit insane persons to either of the state hospitals for the insane, under such limitations as the judge may direct~~ of a municipal court to either of the state hospitals for the insane pending a determination of his insanity.'

Approved April 4, 1941

Chapter 164

AN ACT Relative to Rabbits in Waldo County.

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

R. S., c. 38, § 71, amended. The first sentence of section 71 of chapter 38 of the revised statutes, as revised, is hereby amended to read as follows:

'There shall be a closed season on wild hares or rabbits from the 1st day of March to the 30th day of the following September, both days inclusive, except in the counties of Franklin and Somerset where there shall be a closed season from the 1st day of April to the 30th day of the following September, both days inclusive, and except in the county of Waldo where there shall be a closed season from the 16th day of March to the 30th day of the following September, both days inclusive.'

Approved April 4, 1941

Chapter 165

AN ACT to Amend the Milk Control Law.

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

Sec. 1. P. L., 1935, c. 13, § 1, amended. The 3rd sentence of section 1 of chapter 13 of the public laws of 1935 is hereby amended to read as follows:

'“Dealer” means any person who purchases, or receives for sale as the consignee or agent of a producer, and sells milk within the state for consumption within the state.'

Sec. 2. P. L., 1935, c. 13, § 5, amended. Section 5 of chapter 13 of the

CHAP. 166

public laws of 1935, as amended by section 2 of chapter 138 of the public laws of 1939, is hereby further amended by inserting therein at the end of the section the following paragraph:

'Milk received for sale by a dealer as the consignee or agent of a producer shall be deemed to have been sold to and purchased by such dealer within the meaning of this act.'

Sec. 3. P. L., 1935, c. 13, § 7, amended. The 2nd sentence of section 7 of chapter 13 of the public laws of 1935 is hereby amended to read as follows:

'Each licensed dealer and producer-dealer shall pay to said board an annual license fee of \$1 and such further sums not exceeding 1 cent per hundred-weight as monthly payments based on quantity of milk sold and distributed by dealers and producer-dealers in any market area, as in the opinion of the board may be necessary to meet the cost of administering this act. ~~in such market area.~~'

Approved April 4, 1941

Chapter 166

AN ACT Relating to the Sale of Nursery Stock.

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

Sec. 1. R. S., c. 43, § 3, amended. Section 3 of chapter 43 of the revised statutes, as amended by chapter 247 of the public laws of 1939, is hereby further amended to read as follows:

'**Sec. 3. Nurseries to be inspected annually.** All nurseries or places where nursery stock is grown, stored or offered for sale shall be inspected at least once a year by the state horticulturist or by some competent person acting under his direction, and all such premises shall be accessible at all reasonable times for inspection, and if no dangerous insects or fungous diseases are found therein a certificate to that effect shall be given. If such pests are found therein, the owner of the stock shall take such measures to destroy the same as the state horticulturist shall prescribe, and no certificate as aforesaid shall be given until the said horticulturist has satisfied himself that all such pests have been suppressed; during which period no stock shall be sold, exchanged or disposed of except such as is destroyed. Only sound, healthy nursery stock ~~stored or displayed under conditions and with proper equipment~~ which will maintain its vigor shall be offered for sale. Offering for sale of dead nursery stock or of stock so seriously weakened by drying, excessive heat or cold, or any other condition that makes it unable to grow or keep satisfactorily when