

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-fourth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-fourth Legislature

1949

pal officers in the case of cities and towns, and the county commissioners in case of plantations and unorganized townships such company, person or association shall before granting such permit or alteration of permit is granted, give to the state highway commission written notice of at least 14 days in the case of the original grant of a permit and at least 7 days in the case of an alteration of a permit by sending a copy of the application for permit and notice of the date set for the hearing to said commission in order that said commission may have full opportunity to appear and show cause, if any they have, why such permit should not be granted or altered; or if granted or altered, to suggest such restrictions and conditions as seem to be necessary for the public safety.

Provided, however, that said state highway commission may in their discretion waive such notice in any particular case.'

Effective August 6, 1949

Chapter 325

AN ACT Relating to Quantity in Purchasing Herring.

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

R. S., c. 34, § 36, amended. Section 36 of chapter 34 of the revised statutes, as revised, is hereby amended to read as follows:

'Sec. 36. Purchase of herring, regulated; penalty. No person, firm or corporation shall purchase or sell herring in their live or raw state for packing purposes other than by some standard method of measurement, such as by the bushel, barrel of 3 bushels, hogshead of 17½ bushels, or fractional part of said standard method of measurement.

All holds of all boats transporting herring for processing purposes shall be measured and sealed by the state sealer of weights and measures, or his duly authorized agent, and the fees for measuring and sealing shall be paid by the owners of the boats. The measure shall be in 5 hogshead divisions, cut ¾ of an inch deep in the hold of the boat. The state sealer of weights and measures shall forthwith certify to the commissioner of sea and shore fisheries the name of the owner of each boat, the name of each boat and the capacity of each boat.

Any person, firm or corporation purchasing herring from a fisherman or his agent shall either pay cash to said fisherman or his agent at the time of purchase or shall furnish to said fisherman or his agent a written

acknowledgment of purchase, containing all information necessary to a complete understanding of the transaction, including the price and ~~an estimate of the quantity~~ and providing for payment not later than 7 days after receipt of said herring, and all payments shall be made in money or in money equivalent.

~~Provided, however, that a fisherman may enter into, with a purchaser of his herring, any other and different arrangement relative to the method of determining quantity of herring and the time of payment therefor that is mutually satisfactory to both parties.~~

Any person violating the provisions of this section shall be punished by a fine of not less than \$100, nor more than \$500, for each offense.'

Effective August 6, 1949

Chapter 326

AN ACT Relating to the Military Law.

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

Sec. 1. R. S., c. 12, § 8, amended. Section 8 of chapter 12 of the revised statutes is hereby repealed and the following enacted in place thereof:

'Sec. 8. Power of governor to organize staff. The governor may create, organize, abolish or reorganize such staff departments as he may deem necessary or appropriate to provide for the national guard or other authorized state military or naval forces, and appoint such staff officers as may be necessary to provide for the operation of such staff departments.'

Sec. 2. R. S., c. 12, § 9, amended. The 1st paragraph of section 9 of chapter 12 of the revised statutes, as amended by section 1 of chapter 253 of the public laws of 1947, is hereby further amended to read as follows:

'The staff of the commander-in-chief shall consist of the adjutant-general, who shall be ex officio chief of staff, quartermaster-general and paymaster-general with rank of brigadier-general; the senior officer on duty with each of the staff departments; and such aides-de-camp not to exceed 9 in number, one of whom may be a naval ~~aid~~ aide with rank of captain and one of whom may be an air force aide, as may be appointed by the governor. ~~Except as hereinafter provided all~~ All staff officers, except in the medical department and chaplains, must be at the time of their appointment commissioned officers of the Maine national guard, or of the Maine state guard, or