

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-fifth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-fifth Legislature

1951

I. Upon the receipt of a payment made by the respondent pursuant to any order of the court or otherwise, to transmit the same forthwith to the court of the initiating state; and

II. Upon request to furnish to the court of the initiating state a certified statement of all payments made by the respondent.

Sec. 17. Additional duty of the court of this state when acting as an initiating state. The court of this state when acting as an initiating state shall have the duty which may be carried out through the clerk of the court to receive and disburse forthwith all payments made by the respondent or transmitted by the court of the responding state.

Sec. 18. Evidence of husband and wife. Laws attaching a privilege against the disclosure of communications between husband and wife are inapplicable to proceedings under this chapter. Husband and wife are competent witnesses to testify to any relevant matter, including marriage and parentage.'

Effective August 20, 1951

Chapter 187

AN ACT Relating to Interstate Transportation of Clams.

Emergency preamble. Whereas, the digging, processing and merchandising of clams is one of the most important industries of the state and a benefit to the public generally; and

Whereas, it is vitally necessary to furnish employment and enhance the livelihood of the coastal and other people of Maine; and

Whereas, the shipping of clams outside the state of Maine in the shell is resulting in great loss of revenue to the people of the state; and

Whereas, legislation is immediately necessary to retain the revenue from shucking of clams within the state; and

Whereas, in the judgment of the legislature, these facts create an emergency within the meaning of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

R. S., c. 34, § 89, amended. The 1st, 7th, 8th and 11th paragraphs of section 89 of chapter 34 of the revised statutes, as revised, are hereby amended to read as follows:

'No person, firm or corporation, as principal or by an agent or servant, shall ship or transport or attempt to ship or transport, in any manner beyond the limits of this state, any soft-shell clams in the shell; except that holders of licenses under the provisions of this section and sections 110-C, 113 and 114 may ship or transport, by common carrier licensed by the interstate commerce commission, such clams in hermetically sealed cans containing no more than 3 dozen of such clams or in individual lots of not more than $\frac{1}{2}$ bushel of such clams to any 1 customer in any 1 day.'

'Such license may be procured by a legal resident of Maine upon payment of a fee of ~~\$50~~ \$35, provided that an extra fee of ~~\$25~~ \$10 shall be required for each additional boat, truck, automobile or other means of transportation to be used.'

'Such license may be procured by a non-resident of Maine upon payment of a fee of ~~\$50~~ \$85, provided that an extra fee of ~~\$125~~ \$20 shall be required for each additional boat, truck, automobile or other means of transportation to be used.'

'The foregoing provisions shall not apply to a common carrier, licensed by the interstate commerce commission, transporting clams, quahogs or mussels in accordance with the provisions of section 97, nor by any person who lawfully possesses the same for immediate consumption by himself and his family, nor shall it apply to clams, quahogs or mussels that are being transported through the state under the authority of the laws of the United States. ~~The provisions of this section shall apply only to holders of non-resident shellfish transportation licenses, except that holders of resident shellfish transportation licenses may ship clams beyond the limits of the state for the "steamer trade" only.~~

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.

Effective April 20, 1951

Chapter 188

AN ACT Relating to Boats for Hire on Inland Waters.

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

R. S., c. 33, § 56-B, amended. The 1st sentence of section 56-B of chapter 33 of the revised statutes, as revised, is hereby amended to read as follows: