

# 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**

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PUBLIC LAWS, 1951

CHAP. 383

Sec. 33. Relation to other statutes. All acts and parts of acts inconsistent with the provisions of sections 22 to 34, inclusive, are hereby suspended in their application to any proceedings under the provisions of sections 22 to 34, inclusive. If conduct prohibited by the provisions of sections 22 to 34, inclusive, is also made unlawful by another or other laws, the offender may be convicted for the violation of the provisions of sections 22 to 34, inclusive, or of such other law or laws.

Sec. 34. Short title. Sections 22 to 34, inclusive, may be cited as the "Sabotage Prevention Act."

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

Effective May 19, 1951

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## Chapter 382

### AN ACT Relating to Open Season on Muskrats.

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

R. S., c. 33, § 97, sub-§ I, amended. The 4th paragraph of subsection I of section 97 of chapter 33 of the revised statutes, as revised, is hereby amended to read as follows:

'The open season on mink, muskrat and otter shall be during the month of November in each calendar year; except that the open season on muskrat in Cumberland, Washington and York counties shall be only from March 20th to April 20th, inclusive, in each year.'

Effective August 20, 1951

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## Chapter 383

### AN ACT Relating to Water Pollution.

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

Sec. 1. R. S., c. 72, § 1, repealed and replaced. Section 1 of chapter 72 of the revised statutes, as amended, is hereby repealed and the following enacted in place thereof:

'Sec. 1. Water improvement commission; organization. The water improvement commission, hereinafter in this chapter called the "commis-

sion," shall consist of the commissioner of health and welfare who shall serve during his term of office and 6 members appointed by the governor, with the advice and consent of the council, 2 of whom shall represent manufacturing interests of the state, 2 of whom shall be representatives of municipalities, and 2 of whom shall represent the public generally. The members appointed by the governor shall be initially appointed as follows: 2 for terms of 1 year, 2 for terms of 2 years and 2 for terms of 3 years. At the expiration of the term of original appointment or any subsequent appointment each member shall be appointed for a term of 3 years, and until his successor is appointed and duly qualified.

The members appointed by the governor shall receive no compensation for their services but all members shall receive necessary traveling expenses for attending any meetings of the commission or for any other travel in connection with the official business of the commission and under the specific authority of the commission, which traveling expenses shall be paid out of the general fund but which under no circumstances shall exceed for any fiscal year the amount of \$100 for each member.

Meetings of the commission shall be held at such time and place as shall be determined by the commission but not less than 2 meetings per year shall be held. The commission shall organize by electing one of its members as chairman but in his absence any other member of the commission shall be elected to act as chairman. The commission shall also elect a secretary who need not be chosen from among the members of the commission. Four members of the commission shall constitute a quorum.

The commission may employ, subject to the provisions of the personnel law, and prescribe the powers and duties of such employees and consultants as may be necessary to carry out the provisions of this chapter. Technical services shall be performed insofar as practicable by personnel of the department of health and welfare and by other state departments, agencies and offices.

It shall be the duty of the commission to study, investigate, and from time to time recommend to the persons responsible for the conditions, ways and means, so far as practicable and consistent with the public interest, of controlling the pollution of the rivers, waters and coastal flats of the state by the deposit therein or thereon of municipal sewage, industrial waste and other substances and materials insofar as the same are detrimental to the public health or to animal, fish or aquatic life, or to the practicable and beneficial use of said rivers, waters and coastal flats. The commission may in its discretion from time to time make recommendations to the legislature with respect to the classification of the rivers, waters and coastal flats and parts thereof within the state, based upon reasonable standards of

quality and use which shall be consistent with the provisions of this chapter.'

Sec. 2. Change of name. Wherever in chapter 72 of the revised statutes, as amended, the word "board" or the words "sanitary water board" appear, they are hereby changed to read "commission" or "water improvement commission."

Effective August 20, 1951

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## Chapter 384

### AN ACT Relating to Examination of Certain School Bus Operators.

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

R. S., c. 19, § 53-A, additional. Chapter 19 of the revised statutes, as amended, is hereby further amended by adding thereto a new section to be numbered 53-A, to read as follows:

#### 'Bus Operators

Sec. 53-A. Bus operators; requirements. No person shall operate a school bus with a seating capacity of 10 or more persons in the actual conveyance of school children until he shall have complied with the following requirements:

- I. Must have held a Maine operator's license for at least 1 year;
- II. Must pass such examination as the secretary shall prescribe to determine his ability to operate the specific vehicle which will be driven while transporting school children or any comparable type vehicle;
- III. Application for such examination must be filed with the secretary within 30 days after the commencement of such operation;
- IV. A fee of \$1 shall be paid to the secretary for such examination.

The operator of a school bus under the provisions of this section, on returning the children to their homes from the public school, shall discharge such children at the place where they first entered the bus to be transported to the public school, unless written notification to the contrary has been received by the operator of a school bus from the parents of such children or the person or persons having care and custody of such children.'

Effective August 20, 1951