

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

Ninety-sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 26 of chapter 9 of the Revised Statutes of 1944.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1953

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-sixth Legislature

1953

and in addition thereto, the court may impose a fine as above provided. Evidence that there was, at that time, 7/100%, or less, by weight of alcohol in his blood, is prima facie evidence that the defendant was not under the influence of intoxicating liquor within the meaning of this section. Evidence that there was, at that time, from 7/100% to 15/100% by weight of alcohol in his blood is relevant evidence but it is not to be given prima facie effect in indicating whether or not the defendant was under the influence of intoxicating liquor within the meaning of this section. Evidence that there was, at the time, 15/100%, or more, by weight of alcohol in his blood, is prima facie evidence that the defendant was under the influence of intoxicating liquor within the meaning of this section. **Blood tests the expense for which has been paid for by, or charged to, the county or state may be admissible in evidence.** The failure of a person accused of this offense to have tests made to determine the weight of alcohol in his blood shall not be admissible in evidence against him. Whoever shall operate or attempt to operate a motor vehicle upon any way, or in any other place when intoxicated or at all under the influence of intoxicating liquor or drugs, when such offense is of a high and aggravated nature shall be deemed guilty of a felony and on conviction thereof shall be punished by a fine of not less than \$100, nor more than \$1,000, or by imprisonment for not less than 60 days, nor more than 2 years, or by both such fine and imprisonment. Any person convicted of a 2nd or subsequent offense of the same gravity shall be punished by imprisonment for not less than 3 months, nor more than 3 years, and in addition the court may impose a fine as above provided. The license or right to operate motor vehicles of any person convicted of violating the provisions of this section shall be revoked immediately by the secretary of state upon receipt of an attested copy of the court records, without further hearing.'

Effective August 8, 1953

Chapter 162

AN ACT Relating to Time of Cremation of Bodies after Death.

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

R. S., c. 22, § 376, amended. Section 376 of chapter 22 of the revised statutes, as amended, is hereby further amended by adding at the end thereof a new paragraph, to read as follows:

'The body of a deceased person shall not be cremated within 48 hours after his decease unless he died of a contagious or infectious disease and

in no event shall the body of a deceased person be cremated until the person, firm or corporation in charge of the cremation has received a certificate from a duly appointed medical examiner that he has made personal inquiry into the cause and manner of death and is satisfied that no further examination or judicial inquiry concerning the same is necessary. Such certificate shall be retained by the person, firm or corporation in charge of the cremation for a period of 3 years. For said certificate the medical examiner shall receive a fee of \$5 payable by the person requesting same.'

Effective August 8, 1953

Chapter 163

AN ACT Relating to Hospital Aid.

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

R. S., c. 22, § 16-A, additional. Chapter 22 of the revised statutes, as amended, is hereby further amended by adding thereto a new section to be numbered 16-A, to read as follows:

'Sec. 16-A. Responsible relatives defined; duty of hospitals. The spouse, parents and adult children of a person receiving hospital care shall, if of sufficient ability, be responsible for the hospital bill of such person. The hospital furnishing care to a person may recover the amount due for such care from a responsible relative in an action on the case.

Hospitals shall make every reasonable attempt to arrange for payment by the responsible relatives or the person hospitalized before making application for hospital aid.

Hospitals making application for hospital aid must submit to the department such information as the department deems necessary concerning the financial condition of the responsible relatives and of the person hospitalized.'

Effective August 8, 1953

Chapter 164

AN ACT Relating to Driving of Deer.

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

R. S., c. 33, § 83, amended. Section 83 of chapter 33 of the revised statutes, as revised, is hereby amended to read as follows: