

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-sixth Legislature

1953

Chapter 222

AN ACT Relating to Payment of Blood Tests in Certain Motor Vehicle Cases.

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

R. S., c. 19, § 121, amended. Section 121 of chapter 19 of the revised statutes, as amended, is hereby further amended by adding after the 5th sentence thereof a new sentence, to read as follows:

'All such tests made to determine the weight of alcohol in the blood shall be paid for by the county wherein the violation of the provisions of this section was alleged to have occurred.'

Effective August 8, 1953

Chapter 223

AN ACT Relating to Dogs Attacking Domestic Animals or Fowl.

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

R. S., c. 88, § 22, amended. Section 22 of chapter 88 of the revised statutes is hereby amended to read as follows:

'Sec. 22. Killing dogs chasing game or domestic animals or fowl. Any inland fish and game warden, sheriff, deputy sheriff or constable may at any time lawfully kill any dog he may find in the act of hunting or chasing moose, caribou or deer, or he may find worrying, wounding or killing any domestic animal or fowl, when said dog is outside of the enclosure or immediate care of its owner or keeper. ~~Any owner of sheep or any member of his family or any person to whom is intrusted the custody of any sheep shall have a right to kill any dog attacking any of said sheep~~ Any owner of sheep or fowl or any member of his family or any person to whom is entrusted the custody of any sheep or fowl shall have a right to kill any dog attacking any of said sheep or fowl. Any person having any evidence of any dog hunting or chasing moose, caribou or deer, or of any dog kept and used for that purpose, or of any dog worrying, wounding or killing any domestic animal or fowl, when said dog is outside of the enclosure or immediate care of his owner or keeper, may present said evidence to any trial justice or judge or recorder of any municipal court, which said trial justice, judge or recorder shall have power to issue a warrant against the

owner of said dog, ordering him to appear before him and show cause why said dog should not be killed; and upon hearing the evidence in said case said court may order said dog killed. Any person may lawfully kill a dog which suddenly assaults him or another person when peaceably walking or riding.'

Effective August 8, 1953

Chapter 224

AN ACT Relating to Regulation of Posts and Wires.

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

R. S., c. 46, § 31, amended. Section 31 of chapter 46 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 31. Permit from municipal officers or county commissioners to construct lines; lines so erected are legal structures; proceedings and right of appeal. Except as hereinafter provided, no such company, person or association shall construct lines upon and along highways and public roads, without first making an application for and obtaining a written permit, signed by the municipal officers in case of cities, the selectmen in case of towns, and the county commissioners in case of plantations and unorganized townships, specifying the kind of ~~posts~~ poles, where and how they shall be located and set, and the height of the wire above the ground; and if the line specified in the permit is a telephone line and is not constructed and public telephone service established in connection therewith within 18 months from the time the decision is filed, the permit shall be void. Before granting such permit, 14 days' public notice thereof shall be given by posting a true copy of said application in some public and conspicuous place in the town concerned, and by publishing a true copy of said application at least once in some newspaper, if any, printed in the city concerned, or, if no newspaper is printed in such city, then by posting a true copy of said application in some public and conspicuous place in the city concerned. During said period residents and owners of property upon the highways to be affected thereby may file written objections to the granting of such permit with the municipal officers or the board of selectmen of the city or town concerned. Upon receipt of such objections the municipal officers or the board of selectmen shall fix a time and place for a hearing so that such residents and owners of property shall have full opportunity to show cause why such permit should not be granted. Fourteen days' public notice of such hearing shall be given, in the case of towns, by posting a true copy of