

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-eighth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 27 of chapter 10 of the Revised Statutes of 1954.

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OF THE
STATE OF MAINE

As Passed by the Ninety-eighth Legislature

1957

enacted into law to conserve and promote the prosperity and welfare of this State and of the potato industry of this State by fostering and promoting better methods of production, processing, merchandising and advertising the said potato industry of this State.'

Sec. 2. R. S., c. 16, § 223, amended. The 3rd paragraph from the end of section 223 of chapter 16 of the Revised Statutes is hereby amended to read as follows:

'“Potatoes” shall mean and include all potatoes of the grades as recommended by the ~~bureau of agricultural economics of the~~ Fruit and Vegetable Division, Agricultural Marketing Service, United States Department of Agriculture and such other grades as may from time to time be promulgated by the Department of Agriculture of the State of Maine. The records of the Department of Agriculture of the State of Maine of the grades recommended by said ~~bureau of agricultural economics of the~~ Fruit and Vegetable Division, Agricultural Marketing Service, United States Department of Agriculture shall be prima facie evidence of such grades.'

Sec. 3. R. S., c. 16, § 231, sub-§ II, amended. Subsection II of section 231 of chapter 16 of the Revised Statutes, as amended by section 4 of chapter 379 and by section 2 of chapter 471, both of the public laws of 1955, is hereby further amended to read as follows:

'II. A sum which shall equal at least ~~18%~~ \$50,000 of the money collected shall be used and applied for the purpose of investigating and determining better methods of production, shipment and merchandising of potatoes, and for the manufacture and merchandising of potato by-products by the Maine Agricultural Experiment Station under the supervision of the Maine Potato Commission.'

Sec. 4. R. S., c. 16, § 232, amended. The last sentence of section 232 of chapter 16 of the Revised Statutes, as amended by section 3 of chapter 471 of the public laws of 1955, is hereby further amended to read as follows:

'The members of the Commission shall serve without compensation but pay except the Chairman, who shall receive a per diem of \$15 when in the performance of his duties and all Commissioners shall be reimbursed for expenses incurred in the performance of their duties.'

Sec. 5. P. L., 1955, c. 379, § 5, repealed. Section 5 of chapter 379 of the public laws of 1955 is hereby repealed.

Effective August 28, 1957

Chapter 220

AN ACT Relating to Killing of Dogs Chasing Livestock or Poultry.

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

R. S., c. 100, § 24, amended. Section 24 of chapter 100 of the Revised Statutes is hereby amended to read as follows:

'Sec. 24. Killing dogs chasing game or livestock or poultry. 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~~ livestock or ~~fowl~~ poultry, when said dog is outside of the enclosure or immediate care of its owner or keeper. Any owner of ~~sheep~~ livestock or ~~fowl~~ poultry or any member of his family or any person to whom is entrusted the custody of any ~~sheep~~ livestock or ~~fowl~~ poultry shall have a right to kill any dog attacking any of said ~~sheep~~ livestock or ~~fowl~~ poultry. 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~~ livestock or ~~fowl~~ poultry, 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~~ 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 28, 1957

Chapter 221

AN ACT Relating to the Disposition of Fines in Certain Motor Vehicle Violations.

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

R. S., c. 22, § 163, amended. Section 163 of chapter 22 of the Revised Statutes is hereby amended to read as follows:

'Sec. 163. Court jurisdiction. Trial justices in their respective counties shall have original and concurrent jurisdiction with municipal courts and the Superior Court over all prosecutions for violation of the provisions of this chapter. All fines and forfeitures collected under the provisions of this chapter shall accrue to the county where the offense is prosecuted, except that all fines and forfeitures collected for overload violations shall accrue to the general highway fund; except that 13 % of all fines collected for overload violations in the Yorkshire municipal court, York county, and in the Lincoln municipal court, Penobscot county, shall accrue to each respective county for the maintenance of said courts.'

Effective August 28, 1957

Chapter 222

AN ACT Relating to Application for Permits to Operate Motor Vehicles for Profit.

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

R. S., c. 48, § 23, sub-§ III, amended. The 1st sentence of subsection III of section 23 of chapter 48 of the Revised Statutes is hereby amended to read as follows: