

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

Ninety-eighth Legislature

OF THE

# STATE OF MAINE

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

As Passed by the Ninety-eighth Legislature

1957

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'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:

'No application for a permit shall be granted by the Commission until after a hearing, nor shall any permit be granted if the Commission shall be of the opinion that the proposed operation of any such contract carrier will be contrary to the declaration of policy of sections 19 to 32, inclusive, or otherwise will not be consistent with the public interest, or will impair the efficient public service of any authorized common carrier or common carriers then adequately serving the same territory by rail or over the same general highway route or routes or that an increase in the number of contract carriers operating in the area to be served by the applicant will interfere with the use of the highways by the public.'

Effective August 28, 1957

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## Chapter 223

### AN ACT Relating to Grading, Packing and Advertising Apples.

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

Sec. 1. R. S., c. 32, § 32, amended. The 1st sentence of section 32 of chapter 32 of the Revised Statutes is hereby amended to read as follows:

'The Commissioner may establish and promulgate official grades and standards for farm products, excepting dairy products ~~and apples~~, produced within the State for the purposes of sale, and may from time to time amend or modify such grades and standards.'

Sec. 2. R. S., c. 32, § 269, amended. Section 269 of chapter 32 of the Revised Statutes is hereby amended to read as follows:

'Sec. 269. Standard grades established. The grades for apples recommended by the United States Department of Agriculture and recognized in the central markets of the country as government grades and such other grades or standards as may be promulgated by the Commissioner under the provisions of sections 32 to 38, inclusive, are made the official state grades for apples of the State presented for intrastate or interstate shipment; ~~and all~~. All containers as presented for shipment whether by truck, train or boat shall have written, stamped or attached thereon the provisions required in section 270.'

Sec. 3. R. S., c. 32, § 272-A, additional. Chapter 32 of the Revised Statutes is hereby amended by adding thereto a new section to be numbered 272-A, to read as follows:

'Sec. 272-A. Advertising. When apples are advertised for sale by radio, television, newspapers or any other medium in which the price is to be quoted, such advertisement must state the correct grade, size and variety.

No signs, flyers, advertisements or false labels shall be used to sell or offer for sale or expose for sale any apples which do not conform to the standards as established in section 269. When signs, flyers or posters are used to advertise the price of apples, the variety, size and grade must be shown on such signs, flyers and posters.'