

# 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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PUBLIC LAWS  
OF THE  
STATE OF MAINE

As Passed by the Ninety-eighth Legislature

1957

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'Sales by producers of raw milk produced and sold to consumers on the premises of the producer are excluded from the provisions of this chapter in respect to such sales.'

Effective August 28, 1957

## Chapter 313

AN ACT Relating to Appointment of Institutional Heads in Department of Institutional Services.

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

R. S., c. 27, § 1, amended. The 6th sentence of the 2nd paragraph of section 1 of chapter 27 of the Revised Statutes is hereby amended to read as follows:

'Said Commissioner shall have the power to appoint institutional heads as shall be necessary for the proper performance of the duties of said Department, ~~said appointments to be with the approval of the governor and council~~ subject to the provisions of the Personnel Law.'

Effective August 28, 1957

## Chapter 314

AN ACT Relating to Lights on Rear of Trucks.

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

R. S., c. 22, § 43, amended. Section 43 of chapter 22 of the Revised Statutes, as amended by section 1 of chapter 56 of the public laws of 1955, is hereby further amended by adding at the end thereof a new paragraph, to read as follows:

'All lights, reflectors and signal lamps required by law to be displayed on the rear of all motor vehicles, trailers and semi-trailers of 7 feet or over in width shall be at least within 12 inches of the extreme extension of the rear of such vehicle.'

Effective August 28, 1957

## Chapter 315

AN ACT Relating to Voluntary Admissions and Discharges at Pineland Hospital and Training Center.

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

R. S., c. 27, § 146-A, additional. Chapter 27 of the Revised Statutes is hereby amended by adding thereto a new section to be numbered 146-A, to read as follows:

'Sec. 146-A. Voluntary admission. Whenever it is made to appear, upon application to the Department, by parent or guardian that any person resident of the State, including persons under 5 years of age, is a proper subject for Pineland Hospital and Training Center, the Department may authorize the Superintendent to accept such person as a voluntary patient for care and treatment. Such voluntary patient shall not be detained for more than 10 days after the Superintendent has been notified, in writing, by parent or guardian of their intention to have patient leave the institution. The charges for support of such patient shall be governed by regulations applicable to the support of patients in the institution.'

Effective August 28, 1957

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## Chapter 316

AN ACT to Correct Inconsistencies in Maine State Retirement System Law.

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

Sec. 1. R. S., c. 63-A, § 6, amended. Section 6 of chapter 63-A of the Revised Statutes, as repealed and replaced by section 1 of chapter 417 of the public laws of 1955, is hereby amended by adding at the end thereof a new subsection to be numbered subsection V, to read as follows:

'V. If a sheriff or deputy sheriff shall die as a result of injury received in line of duty, except while engaged in the duty of serving civil process, his widow, or, if none, his minor child or children, shall receive a pension equal to  $\frac{1}{2}$  of the pay of such sheriff or deputy sheriff at the time of his death, but in no case shall such pension be less than \$1,000. Such pension shall be paid to the widow until she dies or remarries and to a child or children until they die or reach the age of 18 years.'

Sec. 2. R. S., c. 63-A, § 7, sub-§ II, amended. Subsection II of section 7 of chapter 63-A of the Revised Statutes, as repealed and replaced by section 1 of chapter 417 of the public laws of 1955, is hereby amended to read as follows:

### II. Occupational disability.

A. Upon the filing, with the Board of Trustees, of an application by a member in service ~~who is a member of a fire or police department~~ or by his department head, and upon the determination by the Board of Trustees that he has incurred disability as the result of injuries received in the line of duty, any member may be retired on a disability retirement allowance, determined in accordance with paragraph B ~~of this subsection~~ in lieu of any benefits determined in accordance with paragraph B of subsection I ~~of this section~~, provided ~~that~~ the medical board, after a medical examination of such member, shall certify that the member is mentally or physically incapacitated for further performance of duty, that such incapacity is likely to be permanent and that he should be retired. The Board of Trustees shall determine upon receipt of proper proof that the injury received in the line of duty occurred while in actual performance of duty at some definite time and place and was not caused by the willful negligence of the member.