

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-ninth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-ninth Legislature

1959

Sec. 4. Effective date. The provisions of this act shall become effective on July 1, 1960.

Effective July 1, 1960

Chapter 278

AN ACT Relating to Splash Guards for Certain Trucks.

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

R. S., c. 22, § 141-A, amended. Section 141-A of chapter 22 of the Revised Statutes, as enacted by chapter 339 of the public laws of 1955 and as amended by chapter 257 of the public laws of 1957, is further amended to read as follows:

'Sec. 141-A. Splash guards. Every motor truck, trailer and semi-trailer operated in or upon any way shall be equipped with suitable guards which will effectively reduce the spray or splash to the rear of mud, water or slush caused by the rear wheels thereof, except that such guards shall not be required ~~on~~ any truck:

I. ~~With~~ On any truck with a gross registered weight of ~~14,000~~ 6,000 pounds or less; or

II. ~~To~~ On dump trucks while working on construction or reconstruction projects ~~in the area under construction~~ in any construction area established by the State Highway Commission and on any way between the project and a pit or quarry where materials are being obtained when the pit or quarry is within 7 miles of the construction area; or

III. ~~To a~~ On truck ~~tractor~~ tractors when not hauling a trailer or semi-trailer.

~~The provisions of this~~ This section shall not apply to fire department vehicles or to motor vehicles equipped with fenders or to motor vehicles with stake bodies which extend not less than 6 feet beyond the rear axle and which are registered under the farm truck statute.'

Effective September 12, 1959

Chapter 279

AN ACT Relating to Distribution and Sale of Publications Depicting Crime and Torture.

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

R. S., c. 134, § 24, amended. Section 24 of chapter 134 of the Revised Statutes, as repealed and replaced by section 1 of chapter 321 of the public laws of 1957, is amended to read as follows:

'Sec. 24. Distribution and sale of publications depicting crime and torture. Whoever sells, rents, displays for sale, loans, gives or distributes to a ~~child under 18 years of age~~ any person or offers for sale to such a ~~child~~ person or has in his possession, actual or constructive, any pamphlet, magazine, comic book, picture, picture book or film which contains ~~fictional~~ illustrations of sadism, masochism, sexual perversion, bestiality or lust ~~or of physical torture of human beings~~ shall be punished by imprisonment for not more than 30 days or by fine of not more than \$50. Under this section it shall be necessary to prove that the defendant knows, or by the exercise of reasonable diligence should know, of the offensive picture contained in the literature involved. This section shall not apply to any medical examiner, county attorney, state attorney, police officer, sheriff or physician while in the performance of their professional or official duties.'

Effective September 12, 1959

Chapter 280

AN ACT Relating to Protection of Weirs.

Effective September 12, 1959

Director's note: Repealed by P. L., 1959, c. 331, § 7. Reenacted as part of R. S., c. 37-A, § 37 by P. L., 1959, c. 331, § 1.

Chapter 281

AN ACT Relating to Definition of Fish Weirs.

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

Sec. 1. R. S., c. 98, § 8, amended. Section 8 of chapter 98 of the Revised Statutes is amended by adding at the end a new sentence, as follows:

'A weir that is not under active construction by July 15th in any year shall not be considered a weir for the remainder of the year.'

Sec. 2. R. S., c. 98, § 12, repealed and replaced. Section 12 of chapter 98 of the Revised Statutes is repealed and the following enacted in place thereof:

'Sec. 12. "Fish weir" defined. The words "fish weir" mentioned in sections 7 to 11 are defined to be a fixed structure erected and maintained during part of each fishing season in the tidewater, constructed of at least 25 spiling or stakes fastened together by binders, surrounded by brush, lath racks or netting, forming the catch pound into which fish are led or guided by one or more fixed leaders constructed of spiling or stakes not more than 20 feet apart and at least 100 feet long, fastened together by binders surrounded by lath racks, brush or netting and from which catch pound they cannot readily escape.'

Effective September 12, 1959