

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with
the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

KENNEBEC JOURNAL

AUGUSTA, MAINE

1961

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the One Hundredth Legislature

1961

Chapter 159

AN ACT Relating to Location of State Liquor Stores.

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

R. S., c. 61, § 10, amended. The last sentence of section 10 of chapter 61 of the Revised Statutes is amended to read as follows:

'No such store shall be established within 300 feet of any public or private school, church, chapel or parish house, measured from the main entrance of the state store to the main entrance of the school, church, chapel or parish house by the ordinary course of travel.'

Effective September 16, 1961

Chapter 160

AN ACT Relating to Disposition of Fines for Vehicle Overload Violators.

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

R. S., c. 22, § 163, repealed and replaced. Section 163 of chapter 22 of the Revised Statutes, as repealed and replaced by section 33 of chapter 429 of the public laws of 1957, is repealed and the following enacted in place thereof:

'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 this chapter. All fines and forfeitures collected under this chapter shall accrue to the county where the offense is prosecuted, except for overload violations, only \$5 or 13%, whichever is the greater, of each such overload fine or forfeiture collected through any trial justice or municipal court, shall accrue to the county and the balance thereof shall accrue to the General Highway Fund.'

Effective September 16, 1961

Chapter 161

AN ACT Requiring the Humane Slaughtering of Livestock.

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

Sec. 1. R. S., c. 32, § 250, amended. Section 250 of chapter 32 of the Revised Statutes, as repealed and replaced by section 2 of chapter 107 of the public laws of 1955 and amended by section 2 of chapter 357 of the public laws of 1959, is further amended by adding at the end 2 new paragraphs to read as follows:

'The term "humane method" shall mean a method whereby the animal, other than poultry, is rendered insensible to pain by mechanical, electrical, chemical or other means that is rapid and effective, before being shackled, hoisted, thrown, cast or cut; or a method of slaughtering, including handling and other preparation for slaughtering, required by or used in connection with the ritual of the Jewish faith or any other religious faith whereby the animal suffers loss of consciousness by anemia of the brain caused by the simultaneous and instantaneous severance of the carotid arteries with a sharp instrument.'

The term "commissioner" shall mean the Commissioner of Agriculture or his authorized agent.'

Sec. 2. R. S., c. 32, § 251, amended. Section 251 of chapter 32 of the Revised Statutes, as last repealed and replaced by section 3 of chapter 357 of the public laws of 1959, is amended by adding at the end 2 new paragraphs to read as follows:

'The commissioner shall, after hearing, promulgate regulations governing humane method of slaughter and may from time to time revise regulations which shall conform substantially to the rules and regulations promulgated by the Secretary of Agriculture of the United States pursuant to the Federal Humane Slaughter Act of 1958, public law 85-765, 72 Stat. 862, and any amendments thereto. The use of a manually operated hammer, sledge or poleax shall not be deemed to be a humane method of slaughter within the meaning of sections 248 to 254. Any State Humane Agent may witness the slaughtering methods in any licensed slaughterhouse and may report to the commissioner who may permit said agent to submit testimony at a hearing held under section 249.

It shall be unlawful in any licensed slaughterhouse to shackle, hoist or otherwise bring animals, other than poultry, into position for slaughter by any method which shall cause injury or pain, nor bleed or slaughter any animals, other than poultry, except by a humane method. This paragraph shall not apply to animals slaughtered by or for the owner, the meat and meat products from which are not sold or offered for sale.'

Sec. 3. R. S., c. 32, § 254-A, additional. Chapter 32 of the Revised Statutes is amended by adding a new section 254-A, to read as follows:

'Sec. 254-A. Application. Nothing contained in sections 248 to 254 shall be construed to prohibit, abridge or in any way hinder the religious freedom of any person or group. In order to protect freedom of religion, ritual slaughter and the handling or other preparation of livestock for ritual slaughter are exempted from the terms of sections 248 to 254. For the purposes of this section the term "ritual slaughter" means slaughter in accordance with the ritual requirements of a religious faith.'

Sec. 4. Effective date. This act shall be in effect on and after July 1, 1962. The commissioner, by administrative order, may exempt from compliance with this act for a period not to exceed one year after July 1, 1962, if he finds that earlier compliance would cause any person an undue hardship.

Effective July 1, 1962

Chapter 162

AN ACT Relating to Employment of Minors in Establishments Selling Frozen Dairy Products.

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

Sec. 1. R. S., c. 30, § 23, amended. Section 23 of chapter 30 of the Revised Statutes, as amended by section 1 of chapter 335 of the public laws of 1955, is further amended by adding at the end a new paragraph, to read as follows: