

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the One Hundredth Legislature

1961

Chapter 166

AN ACT Removing Exemption of Certain Employees From Minimum Wage Law.

Effective September 16, 1961

Director's note: Repealed by P. L., 1961, c. 277, § 10. Reenacted as R. S., c. 30, § 132-B, sub-§ III, ¶ A by P. L., 1961, c. 277, § 3.

Chapter 167

AN ACT Relating to Night Hunting of Wild Birds.

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

R. S., c. 37, § 77, amended. Section 77 of chapter 37 of the Revised Statutes, as revised, is amended to read as follows:

'Sec. 77. Night hunting. It shall be unlawful to hunt wild birds, including migratory game birds, in this State from sunset to $\frac{1}{2}$ hour before sunrise of the following morning.

It shall be unlawful to hunt wild animals from $\frac{1}{2}$ hour after sunset until $\frac{1}{2}$ hour before sunrise of the following morning, except skunks and raccoons, as provided in section 113. For the purpose of this section, the time shall be that which is recognized as legal in the State of Maine.

No person shall have in his possession at any time any wild bird or wild animal, or part thereof, taken in violation of the provisions of this section except as provided in section 113. Any person convicted of a violation under the provisions of this section shall be punished for the first offense by a fine of not less than \$200 and costs nor more than \$400 and costs, which fine and costs shall not be suspended, and an additional penalty of not more than 30 days in jail, at the discretion of the court; and for a 2nd or subsequent offense, by a fine of not less than \$400 and costs nor more than \$800 and costs, and 30 days in jail, which fine, costs and jail sentence shall not be suspended, and an additional penalty of not more than 60 days in jail, at the discretion of the court.'

Effective September 16, 1961

Chapter 168

AN ACT Increasing Lobster and Crab Fishing License Fee and Establishing the Lobster Fund.

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

Sec. 1. R. S., c. 37-A, § 66, sub-§ V, amended. Subsection V of section 66 of chapter 37-A of the Revised Statutes, as enacted by section 1 of chapter 331 of the public laws of 1959, is amended to read as follows:

'V. License fee. The fee for a lobster and crab fishing license is \$5 \$10 which the applicant shall enclose with his application.'

Sec. 2. R. S., c. 37-A, § 66, sub-§ V-A, additional. Section 66 of chapter 37-A of the Revised Statutes, as enacted by section 1 of chapter 331 of the public laws of 1959, is amended by adding a new subsection V-A, to read as follows:

'V-A. Lobster Fund. Five dollars of the license fee received from each \$10 for lobster and crab fishing licenses shall be allocated to the Lobster Fund.

A. The commissioner may expend any and all of the money in the Lobster Fund from time to time for the purpose of propagation of lobsters, and for purchasing seed lobsters from Maine lobster pounds and female lobsters from Maine wholesale lobster dealers and liberating said lobsters in Maine coastal waters.

B. The Lobster Fund does not lapse. Fees so collected or allocated in any one year may be used in the same or any succeeding year.'

Effective September 16, 1961

Chapter 169

AN ACT Regulating Vaccine Dealers and Distributors.

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

R. S., c. 32, § 48-M, amended. Section 48-M of chapter 32 of the Revised Statutes, as enacted by section 1 of chapter 239 of the public laws of 1959, is amended by adding at the end 4 new paragraphs to read as follows:

'No person, firm or corporation, except licensed veterinarians, shall offer for sale or distribution, within the State, any biological product containing living organisms or viruses offered for use in the treatment or prevention of diseases of poultry, without first obtaining a permit to act as salesman or distributor from the Division of Animal Industry.

The commissioner shall promulgate rules and regulations as to refrigeration, handling, shipping, disposing of out-dated material, and sale of such products.

Any person not complying with said rules and regulations shall have his permit revoked, after proper hearing before said commissioner or his agent.

This section shall not apply to registered pharmacies.'

Effective September 16, 1961

Chapter 170

AN ACT to Clarify the Employment Security Law.

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

Sec. 1. R. S., c. 29, § 3, sub-§ XVI, amended. Subsection XVI of section 3 of chapter 29 of the Revised Statutes is amended to read as follows: