

# MAINE STATE LEGISLATURE

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# 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.

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KENNEBEC JOURNAL

AUGUSTA, MAINE

1961

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the One Hundredth Legislature

**1961**

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'Sec. 82. Seizure and forfeiture of vehicles containing intoxicating liquor. All automobiles, trucks, wagons, aircraft, boats or vessels, and vehicles of every kind, not common carriers, containing intoxicating liquors intended for illegal sale shall be seized by any officers seizing the intoxicating liquors transported therein, and the said intoxicating liquors shall be libeled as provided for in section 85. In all cases where an officer may seize intoxicating liquors which are transported for illegal sale he may seize within a period of 30 days of such transportation, with a warrant upon a sworn complaint issued by a judge of a municipal court or trial justice upon complaint, said automobile, truck, wagon, aircraft, boat or vessel or vehicle of every kind, not common carrier, which have been so used to transport intoxicating liquors intended for illegal sale. Said automobile, truck, wagon, aircraft, boat or vessel and vehicle of every kind shall be libeled in the same manner as intoxicating liquors as provided in section 85 and disposed of in the same manner as intoxicating liquors as provided for in section 86. Provided however that the provisions of this section shall not interfere with the rights of a bona fide purchaser, or holder of a bona fide lien who has acquired such status between the time of such illegal transportation and such seizure under the terms of this section and provided further that the provision of this section is subject to the rights of persons not in possession or control of such automobile, truck, wagon, aircraft, boat or vessel or vehicle of every kind as provided by section 83.'

Effective September 16, 1961

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## Chapter 290

AN ACT Relating to Petition for Review of Incapacity Under Workmen's Compensation Act.

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

R. S., c. 31, § 38, amended. Section 38 of chapter 31 of the Revised Statutes is amended by adding after the first sentence a new sentence to read as follows:

'Pending a hearing and final decision upon such petition for review, and except in such cases as the employer and employee may reach a new agreement under section 32, the payment of compensation shall not be decreased or suspended unless and until a certificate of the employer or his insurance carrier is filed with the commission stating that the employee has left the State or that his present whereabouts are unknown, or that he has resumed work, or that he has refused to submit to a medical examination, or unless a certificate of a physician or surgeon is filed with the commission stating that in his opinion from a current examination the employee is able to resume work.'

Effective September 16, 1961

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## Chapter 291

AN ACT Relating to Powers of Arrest by Inland Fish and Game Wardens.

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

R. S., c. 37, § 24, amended. Section 24 of chapter 37 of the Revised Statutes, as revised, is amended by adding at the end a new paragraph, to read as follows:

'The wardens shall have the authority to arrest any person who assaults or in any manner willfully obstructs any inland fish and game warden while in the lawful discharge of his duties.'

Effective September 16, 1961

## Chapter 292

### AN ACT Revising Certain Probation and Parole Laws.

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

**Sec. 1. R. S., c. 27-A, § 11, sub-§ I, amended.** Subsection I of section 11 of chapter 27-A of the Revised Statutes, as enacted by section 1 of chapter 387 of the public laws of 1957 and as repealed and replaced by section 5 of chapter 312 of the public laws of 1959, is amended to read as follows:

**I. Duration and conditions of parole.** When the board grants a parole, upon release, the parolee shall serve the unexpired portion of his sentence, less deductions for good behavior, unless otherwise discharged therefrom by the board ~~but no period of parole shall exceed 4 years except in the case of those persons serving a sentence of life imprisonment.~~

**Sec. 2. R. S., c. 27-A, § 13, sub-§ I, amended.** Subsection I of section 13 of chapter 27-A of the Revised Statutes, as enacted by section 1 of chapter 387 of the public laws of 1957, and as amended by section 7 of chapter 312 of the public laws of 1959, is further amended to read as follows:

**I. Expiration of 6-month term in misdemeanors.** After the expiration of a 6-month term of commitment if convicted of a misdemeanor. After the expiration of a 1-year term of commitment if convicted of a felony. At any time after date of commitment upon the recommendation of the superintendent, if adjudged a juvenile offender.

**A.** A deduction of 7 days for each month served from the date of commitment may be allowed by the superintendent when the conduct of the inmate justifies it; an additional day a month may be deducted from the sentence of those inmates who are assigned by the superintendent to work deemed to be of sufficient importance and responsibility to merit such deduction.'

Effective September 16, 1961

## Chapter 293

### AN ACT Amending the Juvenile Offender Law.

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

**Sec. 1. R. S., c. 152-A, § 2, amended.** The next to last paragraph of section 2 of chapter 152-A of the Revised Statutes, as enacted by section 1 of chapter 342 of the public laws of 1959, is amended to read as follows: