

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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'VI. Has falsified. For any week for which the deputy finds that the claimant made a false statement or representation knowing it to be false or knowingly fails to disclose a material fact in his application to obtain benefits ~~and his maximum benefit amount shall be reduced by an amount equivalent to the number of such weeks of disqualification times his weekly benefit amount~~ and the disqualification shall continue until claimant shall have earned not less than \$400 thereafter in subsequent employment. In addition, if the deputy finds that the claimant did in fact knowingly accept benefits to which he was not entitled, he shall find the claimant ineligible to receive any ~~further~~ benefits for a further period of not less than 3 months nor more than one year.'

Sec. 11. R. S., c. 29, § 15, sub-§ VII, amended. Subsection VII of section 15 of chapter 29 of the Revised Statutes, as enacted by section 4 of chapter 376 of the public laws of 1955, is amended to read as follows:

'VII. Discharged for crime. For the period of unemployment next ensuing with respect to which he was discharged for conviction of felony or misdemeanor in connection with his work. The ineligibility of such individual shall continue for all weeks subsequent until such individual has thereafter earned not less than ~~\$300~~ \$400 in employment.'

Sec. 12. R. S., c. 29, § 3, sub-§ XXII, additional. Section 3 of chapter 29 of the Revised Statutes, as amended, is further amended by adding a new subsection XXII, to read as follows:

'XXII. Regular employment. "Regular employment" means work at the individual's customary trade, occupation, profession or business as opposed to temporary or odd job employment.'

Effective September 16, 1961

Chapter 362

AN ACT Relating to Operating Business on the Lord's Day and Certain Holidays.

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

Sec. 1. R. S., c. 134, § 38, repealed and replaced. Section 38 of chapter 134 of the Revised Statutes is repealed and the following enacted in place thereof:

'Sec. 38. Operating business on the Lord's Day and certain holidays. No person shall on the Lord's Day, Memorial Day, July 4th, November 11th and Thanksgiving Day, as proclaimed by the Governor, keep open his place of business to the public except for works of necessity or charity.

This section shall not apply to common, contract and private carriers; taxicabs; airplanes; radio and television stations; newspaper publishers; hotels, motels, rooming houses, tourist and trailer camps; restaurants; garages and motor vehicle service stations; retail monument dealers; automatic laundries; grocery stores; drug stores; book stores; stores selling gifts or souvenirs; greenhouses; roadside stands engaged in sale of farm produce or dairy products; public utilities; industries normally kept in continuous operation including but not

limited to pulp and paper plants and textile plants; processing plants handling agricultural produce or products of the sea; ship chandleries; marinas; sports; athletic events; motion picture theaters; musical concerts; religious, educational, scientific or philosophical lectures; scenic, historic, recreational and amusement facilities.

It is not intended by this section that any business or facility which is exempt from closing on the Lord's Day and the aforementioned holidays shall be permitted to remain open until it has complied with any other provision of this chapter which requires a vote of the municipality.

Any person violating this section shall be punished by a fine of not more than \$100 for the first offense, nor more than \$200 for any subsequent offense occurring within one year following a conviction. No complaint charging violation of this section shall issue later than 5 days after its alleged commission.'

Sec. 2. R. S., c. 134, § 38-A, additional. Chapter 134 of the Revised Statutes, as amended, is further amended by adding a new section 38-A, to read as follows:

'Sec. 38-A. Local option. In any city or town that shall vote as hereinafter provided, it shall be lawful to keep open to the public on the Lord's Day and aforementioned holidays, other places of business not exempted under section 38. This provision shall not be effective in any municipality until a majority of the legal voters, present and voting at any regular election, so vote. The question in appropriate terms may be submitted to the voters at any such election by the municipal officers thereof, and shall by them be so submitted when thereto requested in writing by 100 legal voters therein at least 21 days before such regular election; nor shall it be effective in any town until an article in such town warrant so providing shall have been adopted at an annual town meeting. When a city or town has voted in favor of adopting the provisions hereof, said provisions shall remain in effect therein until repealed in the same manner as provided for their adoption.'

Sec. 3. R. S., c. 134, § 38-A reallocated to be § 38-B. Section 38-A of chapter 134 of the Revised Statutes, as enacted by section 2 of chapter 302 of the public laws of 1959, is reallocated to be section 38-B.

Sec. 4. Effective date. This act shall become effective March 1, 1962.

Effective March 1, 1962

Chapter 363

AN ACT Relating to Tuition Pupils as Basis for State Aid for School Construction.

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

R. S., c. 41, § 237-H, amended. The 2nd paragraph of section 237-H of chapter 41 of the Revised Statutes, as enacted by section 1 of chapter 364 of the public laws of 1957, and as last repealed and replaced by section 21 of chapter 353 of the public laws of 1959, is amended to read as follows: