

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## One Hundred and First 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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The Knowlton and McLeary Company  
Farmington, Maine  
1963

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

As Passed by the One Hundred and First Legislature

1963

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## Chapter 106

### AN ACT Relating to Licenses for Discharge into Classified Waters.

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

**R. S., c. 79, § 9, amended.** The 2nd paragraph of section 9 of chapter 79 of the Revised Statutes, as repealed and replaced by section 5 of chapter 295 of the public laws of 1959, is amended to read as follows:

'If after hearing the commission shall determine that such discharge, either of itself or in combination with existing discharges to the waterway, will not ~~increase the pollution~~ lower the classification of any stream, river, pond, lake or other body of water, or watercourse or tidal waters, ~~so as to violate the prohibition of section 4~~ it shall issue such license to the applicant upon payment of the sum of \$50. The commission may make rules and regulations relating to the conduct of such hearings.'

Effective September 21, 1963

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## Chapter 107

### AN ACT Relating to Prohibition Against Entering on Private Property and Peeking Therein.

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

**R. S., c. 137, § 41-A, additional.** Chapter 137 of the Revised Statutes is amended by adding a new section 41-A, to read as follows:

'Sec. 41-A. Entering on private property and peeking in nighttime. Whoever enters upon the private property of another in the nighttime without lawful business with the owner or occupant thereof and peeks in the window or door of any inhabited building or structure located thereon shall be punished by imprisonment for not more than 6 months, or by a fine of not more than \$500, or by both.'

Effective September 21, 1963

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## Chapter 108

### AN ACT Revising Laws Relating to Juvenile Training Centers.

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

**Sec. 1. R. S., c. 152-A, § 27, amended.** Section 27 of chapter 152-A of the Revised Statutes, as enacted by section 1 of chapter 342 of the public laws of 1959, is amended by adding at the end, a new paragraph, as follows:

'The Superintendent of the Boys Training Center shall have assistant superintendents to be appointed by him, subject to the Personnel Law, who, when the office of superintendent is vacant, or the superintendent is absent from the

center or unable to perform the duties of his office, shall have the powers, perform the duties and be subject to all the obligations and liabilities of the superintendent.'

**Sec. 2. R. S., c. 152-A, § 29, amended.** Section 29 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:

**'Sec. 29. Commitment.** A boy between the ages of 11 and 17 may be committed to the Boys Training Center and a girl between the ages of 9 and 17 may be committed to the Stevens Training Center, pursuant to this chapter. All commitments of such children shall be for the term of their minority, unless sooner discharged by the superintendent; but no child shall be committed who is deaf, mute, blind ~~dumb~~ or a proper subject for the Augusta State Hospital, the Bangor State Hospital or the Pineland Hospital and Training Center.'

**Sec. 3. R. S., c. 152-A, § 32, amended.** The last sentence of section 32 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:

'It shall be the duty of the officers of the reformatory to receive any person so transferred and the remainder of the original commitment shall be executed at the reformatory, except that in the event a child so transferred has, in the opinion of the superintendent of the reformatory and of the superintendent of the center, benefited from the program at the reformatory, to such an extent that return to the center would be in the best interest of the child and of the community, such child may be returned to the center. The reason for such return shall be certified by the recommending superintendents on the mittimus and certification of the return shall be made by the recommending superintendents to the Commissioner of Mental Health and Corrections, giving their reasons therefor.'

Effective September 21, 1963

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## Chapter 109

### AN ACT Relating to Solicitation of Prearranged Funerals and to Payments for Securing Funeral Business.

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

**R. S., c. 25, § 204-A, additional.** Chapter 25 of the Revised Statutes is amended by adding a new section 204-A, to read as follows:

**'Sec. 204-A. Solicitation of prearranged funerals and of funeral business prohibited.** No funeral home, funeral establishment or person holding a license under sections 195 to 205 shall as, or through, an agent or principal solicit a prearranged funeral service or plan for any person or persons. "Prearranged funeral service or plan" shall mean any funeral service or plan which is arranged, planned or determined prior to the demise of a person or persons for whom the funeral service is to be performed. Funeral homes, funeral establish-