

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Second Legislature

OF THE

# STATE OF MAINE

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED BY THE  
**One Hundred and Second Legislature**  
**1965**

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Substances Labeling Act of the same act or omission which, it is alleged, constitutes a violation of this subchapter.'

Effective September 3, 1965

## Chapter 66

### AN ACT Relating to Organization of Cemetery Corporations.

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

**R. S., T. 13, § 1071, amended.** Section 1071 of Title 13 of the Revised Statutes is amended to read as follows:

#### '§ 1071. Incorporation

Persons of lawful age may organize themselves into a nonprofit-sharing corporation for the purpose of purchasing land for a burying ground and for the purpose of owning, maintaining and operating a cemetery or cemeteries, as provided in sections 901 ~~and~~, 902 and 903 and may proceed in the manner and, except as restricted, with the powers provided in section 931.'

Effective September 3, 1965

## Chapter 67

### AN ACT Relating to Corporate Names.

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

**R. S., T. 13, § 74, amended.** Section 74 of Title 13 of the Revised Statutes is amended to read as follows:

#### '§ 74. Protection for corporate name

No corporation organizing or organized under chapters 1 to 21 shall assume, adopt or use the name of a corporation incorporated under the laws of the State of Maine, or a name so nearly resembling the name of such corporation as to be a colorable imitation thereof or calculated to deceive any person.'

Effective September 3, 1965

## Chapter 68

### AN ACT to Provide Protection for Physically Abused Children.

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

**R. S., T. 22, c. 1056, additional.** Title 22 of the Revised Statutes is amended by adding a new chapter 1056, to read as follows:

## CHAPTER 1056

## PHYSICALLY ABUSED CHILDREN

## § 3851. Purpose

The purpose of this chapter is to provide for the protection of children whose health and welfare are adversely affected and further threatened by the conduct of those responsible for their care and protection. This is often manifest by the infliction, other than by accidental means, of physical injury requiring the attention of a physician. It is intended that the mandatory reporting of such cases by physicians and institutions to the appropriate authority will cause the protective services of the State to be brought to bear on the situation in an effort to prevent further abuses, protect and enhance the welfare of these children, and preserve family life wherever possible.

## § 3852. Reports by physicians and institutions

Any physician, including any licensed doctor of medicine, licensed osteopathic physician, intern or resident, licensed chiropractor having reasonable cause to believe that a child under 16 years of age brought to him or coming before him for examination, care and treatment has had physical injury or injuries inflicted upon him other than by accidental means by a parent or caretaker, shall report or cause reports to be made to the State Department of Health and Welfare, Division of Child Welfare and to the county attorney in the county where the child was examined; provided, when the attendance of a physician with respect to a child is pursuant to the performance of services as a member of the staff of a hospital or similar institution he shall notify the person in charge of the institution or his designated delegate who shall report or cause reports to be made to the Department of Health and Welfare, Division of Child Welfare and to the county attorney in the county where the child was examined. Such reports shall be made in accordance with this chapter and rules and regulations established by the Department of Health and Welfare.

## § 3853. Nature and content of report

The report shall be in writing and shall contain the name and address of the child and his parents or caretakers, if known, the child's age, the nature and extent of the child's injuries, including any evidence of previous injuries, and any other information that the physician or licensed chiropractor believes might be helpful in establishing the cause of the injuries and the identity of the perpetrator.

## § 3854. Immunity from liability

Whoever participates in making a report under this chapter or participates in a judicial proceeding resulting therefrom shall be immune from civil or criminal liability, unless done in bad faith or with malicious purpose.

## § 3855. Penalty

Whoever knowingly and willfully violates this chapter by failing to file a report as required shall be deemed guilty of a misdemeanor and on conviction shall be punished by a fine of not more than \$100 or by imprisonment for not more than 6 months, or by both.'