

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

Chapter 189

AN ACT Prohibiting Employment of Professional Strikebreakers to Replace Employees Involved in Labor, Strikes or Lockouts.

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

R. S., T. 26, c. 7, sub-c. VII, additional. Chapter 7 of Title 26 of the Revised Statutes is amended by adding a new subchapter VII to read as follows:

‘SUBCHAPTER VII STRIKEBREAKERS

§ 851. Policy

It is declared to be the policy of the State, in the exercise of its police power for the protection of the public safety and for the maintenance of peace and good order and for the promotion of the state's trade, commerce and manufacturing, to assure all persons involved in labor strikes or lockouts, freedom of speech and freedom from bodily harm and to prohibit the occasion of violence and disorder and in furtherance of these policies, to prohibit the recruitment and furnishing of professional strikebreakers to replace the employees involved in labor, strikes or lockouts.

§ 852. Employment of replacements prohibited

No person, partnership, union, agency, firm or corporation or officer, employee or agent thereof shall recruit, procure, supply or refer any person for employment who customarily and repeatedly offers himself for employment in place of any employee involved in a labor, strike or lockout in which such person, partnership, union, agency, firm or corporation is not directly involved.

§ 853. Arrangements

No person, partnership, union, firm or corporation involved in a labor, strike or lockout shall, directly or indirectly, employ in the place of an employee involved in such strike or lockout any person who customarily and repeatedly offers himself for employment in the place of employees involved in a labor strike or lockout, or contract or arrange with any other person, partnership, union, agency, firm or corporation to recruit, procure, supply or refer persons for employment who customarily and repeatedly offers themselves for employment in place of employees involved in such labor, strike or lockout.

§ 854. Offers

No person who customarily and repeatedly offers himself for employment in place of employees involved in a labor, strike or lockout shall take or offer to take the place of employment of any employee involved in a labor, strike or lockout.

§ 855. Evidence

It shall be prima facie evidence that a person customarily and repeatedly offers himself for employment in place of employees involved in a labor, strike or lock-

out, if such person shall have 2 times before offered to take the place of employment of persons involved in labor, strikes or lockouts.

§ 856. Penalty

Any person, partnership, union, agency, firm or corporation or any officer, employee or agent thereof, who or which shall willfully and knowingly violate any provision of this subchapter, for each violation, shall be punished by a fine of not more than \$300 for any such offense, or by imprisonment for not more than 180 days, or by both.'

Effective September 3, 1965

Chapter 190

AN ACT Changing Name of Soil Conservation Districts to Soil and Water Conservation Districts.

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

Sec. 1. R. S., T. 12, § 1, amended. Section 1 of Title 12 of the Revised Statutes is amended to read as follows:

'§ 1. Short title

This chapter may be known and cited as the "Soil and Water Conservation Districts" law.'

Sec. 2. R. S., T. 12, § 3, sub-§§ 1 and 2, amended. Subsections 1 and 2 of section 3 of Title 12 of the Revised Statutes are amended to read as follows:

'1. **Committee.** "Committee," "State Soil and Water Conservation Committee" or "State committee" means the agency created in subchapter II.'

'2. **District or soil and water conservation district.** "District" or "soil and water conservation district" means an agency of the State, and a body corporate and politic, organized in accordance with this chapter, for the purposes, with the powers, and subject to the restrictions set forth.'

Sec. 3. R. S., T. 12, § 4, amended. Section 4 of Title 12 of the Revised Statutes is amended to read as follows:

'§ 4. Limitation of authority

The powers and duties conferred upon the Soil and Water Conservation Committee or the soil and water conservation districts under this chapter shall not infringe upon or impair in any way the rights of any owner of riparian lands located upon, or any rights heretofore or hereafter granted by the Legislature to any person, firm, corporation, association, public or quasi-public body to use or take the water in or from, any lake, pond, river, stream, brook or any other body of water located wholly or partly in the State of Maine.'