

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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disabled, if residing in this State and accessible. Such ~~statements~~ statement shall include full information regarding individual income, assets and liabilities. If such applicant has previously applied and there ~~are~~ is on file with the department ~~any of the necessary sworn statements~~ statement, then the applicant need only furnish such additional sworn statements as the department may require. If the applicant is unable to obtain the sworn statement from such ~~child, parents or spouse~~, then upon proof of his inability to do so, the department shall obtain such statement or the required information from any available source and proceed to process the application. Any determination made under this section shall be subject to the right of appeal by the applicant under section 3411.

~~When the parent-child relationship between a parent and child was broken during the minority of the child and no significant relationship has ever been resumed, such person shall not be considered as a child of such parent in chapters 951 to 957.~~

Sec. 2. R. S., T. 22, § 3403, sub-§ 2, amended. Subsection 2 of section 3403 of Title 22 of the Revised Statutes is amended to read as follows:

~~'2. Income and assets of spouse. An A individual~~ sworn statement made ~~on the part of each adult child, parents and by the spouse of said recipient~~ residing in this State, and such ~~statements~~ statement shall include full information regarding individual income, assets and liabilities.

If the recipient is unable to obtain the sworn statement from such ~~child, parents, or spouse~~, then upon proof of his inability to do so, the department shall obtain such statement or the required information from any available source and proceed to process the case. Any determination made under this section shall be subject to the right of appeal by the recipient under section 3411.'

Sec. 3. R. S., T. 22, § 3452, amended. The first paragraph of section 3452 of Title 22 of the Revised Statutes is amended to read as follows:

'The spouse ~~parents and adult child~~ of a recipient of aid to the aged, blind or disabled, shall, if of sufficient ability, be responsible for the partial or total support of such persons. In determining the ability of such ~~relative~~ spouse, his assets as well as his income shall be considered.'

Sec. 4. R. S., T. 22, § 3452, amended. Section 3452 of Title 22 of the Revised Statutes is amended by adding at the end a new paragraph to read as follows:

'The department shall encourage and stimulate voluntary contributions from the parents and adult children of the recipients of such aid, if such relatives are of sufficient ability to contribute toward the support of such recipients.'

Effective September 3, 1965

Chapter 365

AN ACT Revising Certain Laws Relating to Prevention of Forest Fires.

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

Sec. 1. R. S., T. 12, § 1355, additional. Title 12 of the Revised Statutes is amended by adding a new section 1355, to read as follows:

‘§ 1355. Loss of state reimbursement

Any municipality in which a municipal dump has been posted “Closed to Dumping” as set forth in this subchapter, which continues to permit dumping therein, shall during said period lose the benefits of state reimbursement of forest fire suppression costs on fires which escape from such dump as provided by Title 25, section 2505, up to an amount equal to 1% of the state valuation of the municipality.’

Sec. 2. R. S., T. 12, § 1456-A, additional. Title 12 of the Revised Statutes is amended by adding a new section 1456-A, to read as follows:

‘§ 1456-A. Spark arresters on certain equipment

No equipment for producing power shall be operated in, through or near forest lands unless it is provided with approved and efficient spark arresters designed to prevent the escape of sparks, carbon deposits or other substances likely to cause fires. The operator of equipment not provided with such a spark arrester or having such a spark arrester which is not in effective operating condition shall be punished by a fine of not more than \$100 or by imprisonment for not more than 30 days, or by both.’

Sec. 3. R. S., T. 12, § 1653, additional. Title 12 of the Revised Statutes is amended by adding a new section 1653, to read as follows:

‘§ 1653. Partial payment of costs of suppressing forest fires

Any person, firm or corporation who shall willfully or negligently cause a fire which burns forest, brush, grass or other lands or shall willfully fail to take reasonable action to control a fire on his own land shall be liable civilly up to a maximum of \$500 of the suppression costs to the State or municipality which aids in suppressing the same.’

Sec. 4. R. S., T. 25, § 2434, repealed and replaced. Section 2434 of Title 25 of the Revised Statutes is repealed and the following enacted in place thereof:

‘§ 2434. Disposal of lighted matches, cigarettes, etc.

No person shall dispose of a lighted match, cigarette, cigar, ashes or other flaming or glowing substance, or any other substance or thing in such a condition that it is likely to ignite forest, brush, grass or other lands, or dispose of any of the aforesaid objects or substances from a moving vehicle. Whoever violates this section shall be punished by a fine of not less than \$10 nor more than \$50.’

Sec. 5. R. S., T. 25, § 2436-A, additional. Title 25 of the Revised Statutes is amended by adding a new section 2436-A, to read as follows:

‘§ 2436-A. Burning of debris

For the purposes of this section “debris” shall be defined as any manufactured product, household rubbish, hay or other vegetative accumulations or materials not included in Title 12, section 1551. No person, firm or corporation shall burn debris out of doors other than when the ground is covered with snow, except

between the hours of 5 p.m. and 12 midnight. This section shall not apply to burning in incinerators approved by a municipal fire chief, town forest fire warden or forest ranger; burning at municipally maintained dumps; burning in municipalities wherein ordinances control the time and manner of such burning; nor to special burning jobs where a written permit is provided by the municipal fire chief, town forest fire warden or forest ranger. Whoever violates this section shall be punished by a fine of not less than \$10 nor more than \$50.'

Sec. 6. R. S., T. 29, § 1368, sub-§ 1, amended. The first sentence of subsection 1 of section 1368 of Title 29 of the Revised Statutes is amended to read as follows:

'Lights used on ambulances, fire department vehicles, vehicles operated by city and town fire inspectors, forestry department vehicles used for forest fire control purposes, and by vehicles operated by chiefs and assistant chiefs of fire departments shall emit a red beam of light.'

Effective September 3, 1965

Chapter 366

AN ACT Relating to Trial Terms of Superior Court in Washington County.

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

R. S., T. 4, § 110, sub-§ 15, amended. Subsection 15 of section 110 of Title 4 of the Revised Statutes is amended to read as follows:

'15. Washington: At Machias on the 2nd Tuesdays of February, June and October and at Calais on the 2nd Tuesday of June.'

Effective September 3, 1965

Chapter 367

AN ACT Permitting Entrances from Class A Restaurants to Owners' Living Quarters.

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

R. S., T. 28, § 7, additional. Title 28 of the Revised Statutes is amended by adding a new section 7, to read as follows:

'§ 7. Entrances from Class A Restaurants to living quarters

The commission (Liquor) may grant written permission to a licensed person, who operates a Class A restaurant to maintain an entrance, doorway or other aperture leading directly from the licensed premises to his living quarters, provided that said entrance to living quarters shall be so constructed that it shall not be necessary to go through the area where liquor is served in order to enter said living quarters.'

Effective September 3, 1965