

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## One Hundred and Fourth Legislature

OF THE

# STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1964, Title 3, Section 164, Subsection 6.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1969

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PUBLIC LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
ONE HUNDRED AND FOURTH LEGISLATURE  
1969

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## Chapter 221

### AN ACT Relating to Taking Lobsters by Use of Otter or Beam Trawls.

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

R. S., T. 12, § 4466, additional. Title 12 of the Revised Statutes is amended by adding a new section 4466, to read as follows:

#### § 4466. Otter or beam trawls prohibited

It is unlawful for any person to fish for, catch or take any lobsters by use of an otter or beam trawl, or to have in possession any lobsters on board of any boat rigged for otter or beam trawling regardless of their source.

1. **Exception.** This section shall not apply to any person who catches or takes lobsters by use of an otter or beam trawl provided said lobsters are liberated alive when caught. This section shall not apply to any person who uses an otter or beam trawl and who desires to fish for lobsters or crabs by pots or traps providing all nets are removed from the boat before fishing for lobsters.

Effective October 1, 1969

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## Chapter 222

### AN ACT to Give the Commissioner of Veterans Services Power to Acquire Land by Eminent Domain.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 102nd Legislature in regular session by chapter 422 of the public laws of 1965 established the Veterans Memorial Cemetery and provided for the acquisition of land for the construction thereof; and

Whereas, the Commissioner of Veterans Services proceeded to acquire land by eminent domain for the Veterans Memorial Cemetery; and

Whereas, after the commencement of construction of the Veterans Memorial Cemetery suit was brought questioning the authority of the Commissioner of Veterans Services to acquire the land for the cemetery by eminent domain; and

Whereas, the Superior Court of Kennebec County has determined that the Commissioner of Veterans Services does not have authority to take land for the site of the cemetery by eminent domain; and

Whereas, construction of the Veterans Memorial Cemetery has been interrupted; and