

# 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  
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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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Whereas, in order to facilitate the establishment of a Veterans Memorial Cemetery the following legislation is vitally necessary, and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**R. S., T. 37, § 21, amended.** Section 21 of Title 37 of the Revised Statutes, as enacted by section 1 of chapter 422 of the public laws of 1965 and as amended by section 3 of chapter 502 of the public laws of 1967, is further amended to read as follows:

**§ 21. Land purchase**

The Commissioner of Veterans Services ~~shall~~ may acquire by purchase, gift or otherwise from the owners thereof, at such price as shall be mutually agreed upon between the commissioner and such owners, such real estate as in his judgment is suitable and necessary for the purpose of carrying into effect the provisions of this chapter for a Veterans Memorial Cemetery, and obtain from such owners the title in fee simple for the same. Such real estate ~~shall be not less than 50 acres and~~ shall be near the center of population of the State of Maine.

The Commissioner of Veterans Services is authorized and empowered, with the consent of the Governor and Council, to take and acquire by eminent domain on behalf of the State of Maine real estate or any interest therein, with or without improvements, for the purpose of carrying into effect the provisions for a Veterans Memorial Cemetery. The consent of the Governor and Council shall be given according to Title 1, chapter 21. Such real estate or any interest therein shall be not more than 200 acres and shall be near the center of population of the State of Maine. When land is so taken by eminent domain, proceedings for such purpose shall be in accordance with Title 35, chapter 263.

**Emergency Clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective May 1, 1969

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## Chapter 223

### AN ACT Relating to the Jet Fuel Tax.

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

**Sec. 1. R. S., T. 36, § 1760, sub-§ 8, amended.** Subsection 8 of section 1760 of Title 36 of the Revised Statutes is amended to read as follows:

**8. Motor vehicle fuel.** Sales of gasoline and motor fuels upon which a tax is now imposed by the State, or any other state or province, but the tax payable upon such fuels not used by vehicles on the highway shall be deducted from any refund of the gasoline tax sought by the purchaser; however, internal combustion engine fuel as defined in section 2902 bought and used for the purpose of propelling jet or turbo jet engine aircraft shall not be exempt.

**Sec. 2. R. S., T. 36, § 2903, amended.** The first sentence of section 2903 of Title 36 of the Revised Statutes is amended to read as follows:

An excise tax is levied and imposed at the rate of 7¢ per gallon upon internal combustion engine fuel sold or used within this State, including such sales when made to the State or any political subdivision thereof, for any purpose whatsoever, excepting such internal combustion engine fuel sold or used in such form and under such circumstances as shall preclude the collection of this tax by reason of the laws of the United States, or sold wholly for exportation from the State, or brought into the State in the ordinary standardized equipment fuel tank attached to and forming a part of a motor vehicle and used in the operation of such vehicle within the State, except that the rate shall be 1¢ per gallon upon internal combustion engine fuel as defined in section 2902 bought or used by any person, association of persons, firm or corporation for the purpose of propelling jet or turbo jet engine aircraft, including such sales when made to the State or any political subdivision thereof, excepting such fuel sold or used under such circumstances as shall preclude the collection of this tax by reason of the laws of the United States, or sold wholly for exportation from the State, or brought into the State in the fuel tanks of an aircraft.

**Sec. 3. R. S., T. 36, § 2911, repealed.** Section 2911 of Title 36 of the Revised Statutes is repealed.

Director's note: See 1969 Public Laws, chapter 357.

Effective October 1, 1969

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## Chapter 224

### AN ACT Relating to Mandatory Fines on Minors Who Violate Certain Liquor Laws.

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

**R. S., T. 28, § 303, amended.** The first sentence of the last paragraph of section 303 of Title 28 of the Revised Statutes is amended to read as follows:

Any person under the age of 21 years who purchases any intoxicating liquor or any person under the age of 21 years who consumes any intoxicating