

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.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1969

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

3. Printed matter. The placement upon any package containing any commodity or upon any label printed matter stating or representing by implication that such commodity is offered for retail sale at a price lower than ordinary and customary retail price or that a retail sale price is accorded purchasers thereof by reason of size of the package or quantity of its contents;

4. Usual name. Requiring that the label on each package of a consumer commodity bear the common or usual name of such commodity and in the case such commodity consists of 2 or more ingredients, the common or usual name of each ingredient listed in decreasing predominance.

§ 528. Exemptions

Neither this subchapter nor regulations promulgated under this subchapter shall preclude the continued use of returnable or reusable glass containers for beverages in inventory or with the trade as of the effective date of this subchapter or any such regulation, nor shall any regulation or this subchapter preclude the orderly disposal of packages or containers in inventory or with the trade as of the effective date of such regulation or of this subchapter.

All packages of consumer commodities which have been labeled in accordance with federal regulations established by the United States Secretary of Health, Education and Welfare, the Federal Trade Commission or by the United States Department of Agriculture shall not be included under this subchapter.

§ 529. Penalties

Any person, firm or corporation who shall fail, neglect or refuse to comply with any of the provisions of this subchapter, or the rules and regulations issued thereunder, shall be punished by a fine of not more than \$100 for the first offense, nor more than \$200 for each subsequent offense.

Effective October 1, 1969

Chapter 326

AN ACT Relating to Arrest of Parole Violators.

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

Sec. 1. R. S., T. 34, § 1593, additional. Title 34 of the Revised Statutes is amended by adding a new section 1593, to read as follows:

§ 1593. —Assistant director

The assistant director of the Division of Probation and Parole shall have the power, in the absence of the director, to perform the duties and be subject to all the obligations and responsibilities of the director.

Sec. 2. R. S., T. 34, § 1675, amended. Section 1675 of Title 34 of the Revised Statutes, as amended, is further amended by inserting before the first paragraph, the following new paragraph:

A probation-parole officer has authority to arrest and charge a parolee with violation of parole and take him into his custody in any place he may be found, to detain the parolee in any jail, pending the issuance of a parole violation warrant, which detention shall not extend beyond the next business day of the office of the director. In the event a warrant is not issued in that time, the parolee shall be released from such arrest and detention forthwith. A parolee so arrested and detained shall have no right of action against the probation-parole officer or any other persons because of such arrest and detention.

Sec. 3. R. S., T. 34, § 1675, amended. The first sentence of section 1675 of Title 34 of the Revised Statutes is amended to read as follows:

When a parolee violates a condition of his parole or violates the law, ~~a member of the board may authorize the director in writing to~~ the director may issue a warrant for his arrest.

Effective October 1, 1969

Chapter 327

AN ACT Relating to Lack of Privacy as a Defense in Action Against Manufacturer, Seller or Supplier of Goods.

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

Sec. 1. R. S., T. 11, § 2-318 repealed and replaced. Section 2-318 of Title 11 of the Revised Statutes is repealed and the following enacted in place thereof:

§ 2-318. When lack of privacy no defense in action against manufacturer, seller or supplier of goods

Lack of privacy between plaintiff and defendant shall be no defense in any action brought against the manufacturer, seller or supplier of goods to recover damages for breach of warranty, express or implied, or for negligence, although the plaintiff did not purchase the goods from the defendant, if the plaintiff was a person whom the manufacturer, seller or supplier might reasonably have expected to use, consume or be affected by the goods.

Sec. 2. R. S., T. 14, § 161, additional. Title 14 of the Revised Statutes is amended by adding a new section 161 to read as follows:

§ 161. When lack of privacy no defense in action against manufacturer, seller or supplier of goods