

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

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

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 R. S., T. 11, § 2-318 repealed and replaced. Section 2-318 of Title 11 of the Revised Statutes is repealed and the following enacted in place thereof: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

Lack of privity 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. 3. Application. This Act shall not be construed to affect any transaction occurring prior to the effective date of this Act.

Effective October 1, 1969

Chapter 328

AN ACT Relating to Jurisdiction of Probate Court in Adoption Cases.

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

R. S., T. 19, § 531, amended. Section 531 of Title 19 of the Revised Statutes, as amended by section 1 of chapter 432 of the public laws of 1967, is further amended to read as follows:

§ 531. Persons who may adopt

Any unmarried inhabitant of the State, or any husband and wife jointly, may petition the judge of probate for their county, or the county where the placing agency to whom the person was duly surrendered and released is located, for leave to adopt a person, regardless of age, and for a change of his or her name. Any unmarried inhabitant of another state, or any nonresident husband and wife jointly, may present such petition in the probate court of the county where such person lives, or to the probate court of the county where the placing agency, to whom the person was duly surrendered and released, is located. The court shall be deemed to have jurisdiction hereunder if such person shall have been continuously within the State or a United States military reservation herein for a period of at least 3 months prior to the date of the petition. The consent of the natural parents shall not be required for the adoption of a person who has reached the age of 21 years or over.

Effective October 1, 1969