

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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

veteran including property held in joint tenancy with his or her spouse. A veteran, or unmarried widow of a veteran, receiving exemption under this paragraph shall not receive exemption under ~~paragraph~~ paragraphs C or D.

Effective October 1, 1969

Chapter 342

AN ACT Relating to Liability of Landowners to Operators of Snow Traveling Vehicles.

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

R. S., T. 12, §§ 3002-3004, amended. Sections 3002 to 3004 of Title 12 of the Revised Statutes are amended to read as follows:

§ 3002. No duty to keep premises safe or give warning

An owner, lessee or occupant of premises owes no duty to keep the premises safe for entry or use by others for hunting, fishing, trapping, camping, hiking ~~or, sightseeing~~ sight-seeing or snowmobiling, or to give warning of any hazardous condition or use of or structure or activity on such premises to persons entering for such ~~purpose~~ purposes, except as provided in section 3004.

§ 3003. Permission as affecting liability

An owner, lessee or occupant of premises who gives permission to another to hunt, fish, trap, camp, hike ~~or, sightsee~~ sight-see or operate a snow traveling vehicle upon such premises does not thereby extend any assurance that the premises are safe for such purpose, or constitute the person to whom permission is granted an invitee to whom a duty of care is owed, or assume responsibility for or incur liability for any injury to person or property caused by any act of persons to whom the permission is granted, except as provided in section 3004.

§ 3004. Liability

This chapter does not limit the liability which would otherwise exist for willful or malicious failure to guard, or to warn against, a dangerous condition, use, structure or activity; or for injury suffered in any case where permission to hunt, fish, trap, camp, hike ~~or, sightsee~~ sight-see or operate a snow traveling vehicle was granted for a consideration other than the consideration, if any, paid to said landowner by the State; or for injury caused, by acts of persons to whom permission to hunt, fish, trap, camp, hike ~~or, sightsee~~ sight-see or operate a snow traveling vehicle was granted, to other persons as to whom the person granting permission, or the owner, lessee or occupant of the

premises, owed a duty to keep the premises safe or to warn of danger.

Director's note: See 1969 Public Laws, chapters 196 and 504, section 21-A.

Effective October 1, 1969

Chapter 343

AN ACT Relating to Trial and Ratio Evidence in Appeals for Abatement of Property Taxes.

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

Sec. 1. R. S., T. 36, § 383, amended. Section 383 of Title 36 of the Revised Statutes is amended to read as follows:

§ 383. Town assessor's annual return to State Tax Assessor

The assessors of each town shall, on or before the first day of August, annually, and at such other times as the State Tax Assessor may require, make and return on blank lists which shall be seasonably furnished by the said State Tax Assessor for that purpose, all such information as to the assessment of property and collection of taxes as may be needed in the work of the State Tax Assessor or the Board of Equalization, including annually aggregates of polls, the land value, exclusive of buildings and all other improvements, and the valuation of each and every class of property assessed in their respective towns, with the total valuation and percentage of taxation, **together with a statement to the best of their knowledge and belief of the ratio, or percentage of current just value, upon which the assessment is based, and itemized lists of property upon which the town has voted to affix a value for taxation purposes.**

Sec. 2. R. S., T. 36, § 848-A, additional. Title 36 of the Revised Statutes is amended by adding a new section 848-A, to read as follows:

§ 848-A. Ratio evidence

In any proceedings under sections 841 to 849, the assessment ratio of the municipality as certified to the State Tax Assessor in accordance with section 383 shall be prima facie evidence of the proportion of just value at which property in the municipality was assessed for the year in question. Any party contesting such ratio shall have the burden of proving by competent evidence that a ratio other than that certified to the State Tax Assessor is applicable.

Effective October 1, 1969