

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

Chapter 442

AN ACT to Reorganize the Department of Economic Development.

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

Sec. 1. R. S., T. 10, § 402, amended. Section 402 of Title 10 of the Revised Statutes is amended to read as follows:

§ 402. —Powers and duties

The commissioner may employ division directors, deputies, assistants, ~~industrial development~~ specialists and such other employees as may be necessary, subject to the Personnel Law; **appoint assistant who shall serve at his pleasure**; employ or engage with the approval of the Governor and Council such outside technical or professional consultants as may be necessary or appropriate to assist the department in carrying out its functions; and may enter into contracts with other boards, commissions, departments and divisions of the State or with the University of Maine to assist him or any division of the department in carrying out this chapter.

The commissioner shall hold staff meetings ~~with the division directors monthly or more~~ as often as deemed necessary for ascertaining progress and discussion of new and current programs. The division directors shall hold similar staff meetings with the personnel of their respective divisions.

~~The commissioner shall organize a Division of Research and Planning, a Division of Industrial Promotion, a Division of Vacation Travel Promotion, a Division of Publicity and Public Relations and a Division of Geological Survey.~~

The commissioner shall organize a Division of Research, Planning and Program Assistance; a Division of Development, consisting of subdivisions for Industrial Development, Vacation-Travel Development and Community Development; a Division of Science, Technology and Mineral Resources; and a Division of Promotion.

The Commissioner is authorized and empowered to accept for the State any federal funds apportioned under federal law relating to ~~urban planning and planned public works~~ the authorized programs of the department and to do such acts as are necessary for the purpose of carrying out such federal law; and to accept from any other agency of government, individual, group or corporation such funds as may be available in carrying out this chapter, including such fees as the commissioner may designate for books, booklets, brochures, pamphlets, films, photos, maps, exhibits and all like materials.

The commissioner shall submit an annual report ~~on or before January 15th~~ of the department's activities and expenditures to the Governor, members of the Legislature and the general public, **not later than October 1st.**

The commissioner shall not use any funds appropriated to the department or received from the Federal Government for the purpose of publishing any periodical which tends to, or is intended to, report the activities and accomplishments of the department. It is the intent of the Legislature that the continued publication of the periodical "Maine on the Grow" or any similar publication shall cease and not be resumed.

Sec. 2. R. S., T. 10, § 403, amended. Section 403 of Title 10 of the Revised Statutes is amended to read as follows:

§ 403. Cooperation with others

The several officers, boards, commissions, departments and divisions of the State, and city and town officials may consult with the department and furnish or make available to it data and information within their knowledge or control.

The department shall maintain a close liaison with and make recommendations and reports in cooperation with the Maine Industrial Building Authority, the Maine Recreation Authority, the Maine Industrial and Recreational Finance Approval Board, the Maine Mining Bureau and the State of Maine Publicity Bureau.

Sec. 3. R. S., T. 10, § 451, amended. The first sentence of section 451 of Title 10 of the Revised Statutes is amended to read as follows:

The Division of Research ~~and~~, Planning and Program Assistance shall be empowered to:

Sec. 4. R. S., T. 10, § 500, additional. Title 10 of the Revised Statutes is amended by adding a new section 500, to read as follows:

§ 500. Subdivisions

The Division of Development shall consist of subdivisions for industrial development, vacation-travel development and community development.

Sec. 5. R. S., T. 10, § 501, amended. The first sentence of section 501 of Title 10 of the Revised Statutes is amended to read as follows:

The ~~Division~~ subdivision of industrial ~~Promotion~~ development shall be empowered to:

Sec. 6. R. S., T. 10, § 501, sub-§ 6, amended. Subsection 6 of section 501 of Title 10 of the Revised Statutes is amended to read as follows:

6. **Markets for existing business.** Help existing business to find markets, domestic or foreign, for their products, utilizing trade missions, exhibits, brochures, specialists and export-import agents and to coordinate these activities with the efforts of public, private and other agencies.

Sec. 7. R. S., T. 10, § 551, amended. Section 551 of Title 10 of the Revised Statutes is amended to read as follows:

§ 551. Powers and duties

The ~~Division~~ subdivision of vacation-travel ~~Promotion~~ development shall be established to promote and develop the recreational facilities of the State.

The director shall organize his staff with specific assignment of personnel for the promotion of recreational areas, conventions and tourist attractions.

The ~~division~~ subdivision is empowered to:

1. **Advertise recreational resources.** Advertise and publicly set forth and display the recreational resources, attractions and activities of the State.
2. **Development and promotion.** Encourage and assist in the development and promotion of the recreational resources and facilities of the State by cooperating with other state agencies and public and private organizations.
3. **Data; cooperation.** Utilize the data prepared and gathered by the Division of Research, ~~and Planning and Program Assistance~~ and the ~~Division~~ subdivision of ~~Industrial industrial~~ ~~Promotion~~ development, and cooperate with these 2 divisions in the advancement of the general well-being of the State.
4. **Assistance.** Assist the Division of ~~Publicity and Public Relations~~ ~~Promotion~~ in the publication and providing of written publicity material as set forth in section 601.

Sec. 8. R. S., T. 10, c. 101, sub-c. IV-A, additional. Chapter 101 of Title 10 of the Revised Statutes is amended by adding a new subchapter IV-A, to read as follows:

SUBCHAPTER IV-A

COMMUNITY DEVELOPMENT

§ 552. Powers and duties

The subdivision of community development shall promote and assist the efforts of local communities, community officials and community and regional organizations in working for economic and social improvement of such areas.

The subdivision of community development shall be empowered to:

1. **Implement program.** Implement a program designed to enlist individuals and organizations in a community or region in coordinated activities aimed at awareness, involvement and accomplishment toward public goals.
2. **Assistance.** Assist local, regional or state agencies, officials and organizations in programs aimed at improvements in such basic community areas as education, transportation, utilities, community planning, housing and community services.
3. **Promotion.** Promote and assist local and regional efforts aimed at

conservation of natural resources, including preservation of scenic beauty.

Sec. 9. R. S., T. 10, c. 101, sub-c. V, repealed. Subchapter V of chapter 101 of Title 10 of the Revised Statutes is repealed.

Sec. 10. R. S., T. 10, c. 101, sub-c. V-A, additional. Chapter 101 of Title 10 of the Revised Statutes is amended by adding a new subchapter V-A, to read as follows:

SUBCHAPTER V-A

PROMOTION

§ 611. Powers and duties

The Division of Promotion shall be established to combine and coordinate the advertising, informational and promotional activities of the department. The division shall be empowered to:

1. Information. Disseminate information setting forth the industrial, commercial, agricultural, recreational, fisheries, natural resources, cultural, labor market, educational, governmental, mineral resources and other facilities and advantages of the State.

2. Publicity. Advertise and publicly set forth and display the resources, attractions and activities of the State, with special emphasis on factors of livability, economic growth and social progress taking place in the State.

3. Cooperation. Encourage and assist in the promotion and development of the resources and facilities of the State by cooperating with and assisting other state agencies, and public and private organizations.

4. Printing. Prepare and print or have printed such brochures, pamphlets and all like materials, including photographs and motion pictures, as are deemed necessary to the department's activities.

5. State of Maine building. Operate and maintain the State of Maine building, previously erected upon the grounds of the Eastern States Agricultural and Industrial Exposition, Inc., at West Springfield, Massachusetts, for the purpose of exhibiting, publicizing and advertising Maine's products and resources in agriculture, industry, fisheries, forests, wildlife, recreation, education and social and cultural developments. The division shall have complete control and supervision of all exhibits held in such building.

Sec. 11. R. S., T. 10, c. 101, sub-c. VI, repealed. Subchapter VI of chapter 101 of Title 10 of the Revised Statutes, as repealed and replaced by chapter 204 of the public laws of 1965, is repealed.

Sec. 12. R. S., T. 10, c. 101, sub-c. VI-A, additional. Chapter 101 of Title 10 of the Revised Statutes is amended by adding a new subchapter VI-A, to read as follows:

SUBCHAPTER VI-A

SCIENCE, TECHNOLOGY AND MINERAL RESOURCES

§ 661. Powers and duties

The Division of Science, Technology and Mineral Resources shall be established to administer the programs of the Maine Geological Survey and other natural resource functions of the State as directed by law; and to provide administrative and fiscal assistance to the Maine Mining Bureau.

The commissioner may employ a director of the division and an assistant director. The director shall act as administrator of the Maine Mining Bureau and as State Geologist. The assistant director shall act as assistant administrator of the Maine Mining Bureau and as assistant State Geologist. The director may employ, with the approval of the commissioner and subject to the Personnel Law, such employees as may be necessary to carry out the duties of the division.

The division is empowered to:

1. Geologic information. Gather and compile geologic information of both the bedrock and surficial features of the State; present this information in printed maps and reports for the general public and the mining industry; assist existing mining operations in the State; and promote the development of the mineral potential of the State.

2. Professional geologists; publications. Employ professional geologists, subject to the limitations hereinbefore set forth, to perform geologic mapping on specific projects in Maine, to provide basic geologic information and the location and environment of mineral deposits. The results obtained from the projects shall be compiled and published, the cost of such publication to be borne by the printing fund, as established.

3. Advisory assistance. Provide advisory assistance to any mining company interested in exploring the mineral resources of the State. Members of the division staff may visit the executive offices of mining companies from time to time in order to maintain the interest of company executives in mineral development within the State.

4. Research projects. Initiate and develop research projects in the field of economic geology and basic geology which are necessary to advance the total geologic knowledge of the State.

5. Investigations. Conduct investigations of natural and physical resources so as to assist the department and other state agencies in providing information on the physical environment of the State. Such investigations shall include geological marine studies, environmental geological studies and geological studies for industrial plant location.

6. Printing fund. There is established within the division a revolving fund for the use of the division to cover printing and distribution costs for geological and related technical literature. The commissioner is authorized to fix the price at which publications of the division may be sold and delivered. The department shall receive without charge 10% of all such publications for complimentary distribution.

The commissioner is further authorized to fix the price at which the United

States Geological Survey and other United States Government maps, charts and other publications may be sold and delivered, provided such publications are specifically authorized for resale by the originating agency and are specifically concerned with technical information on the State of Maine. Income from the sale of publications shall be credited to the revolving fund to be used as a continuing carrying account to carry out the purposes of the printing fund.

Effective October 1, 1969

Chapter 443

AN ACT Controlling the Sale and Possession of Cannabis (Marijuana) and Peyote.

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

Sec. 1. R. S., T. 17, § 858, amended. Section 858 of Title 17 of the Revised Statutes is amended to read as follows:

§ 858. Selling narcotic drugs to children

Whoever sells, gives, administers or dispenses or conspires to sell, give, administer or dispense ~~marijuana~~ or any substance defined as a narcotic drug under laws of this State, unless prescribed by a physician or otherwise used in case of sickness, to any person under the age of 18 shall be punished by imprisonment for not more than 20 years and in addition by a fine of not more than ~~\$7,000~~ \$10,000. Except in the case of a conviction for a first offense for violation of this chapter, the imposition or execution of sentence shall not be suspended. Parole shall not be granted until the minimum imprisonment herein provided for the offense shall have been served.

Sec. 2. R. S., T. 22, § 2206, amended. The first sentence of section 2206 of Title 22 of the Revised Statutes, as amended by section 1 of chapter 390 of the public laws of 1967, is further amended to read as follows:

No person, except a registered apothecary, wholesaler, registered hospital pharmacy or a physician of regular standing in his profession, shall furnish, sell or keep for sale any opium, morphine, laudanum ~~marijuana~~ or preparations containing opium, morphine ~~marijuana~~ or derivative of opium.

Sec. 3. R. S., T. 22, § 2212-B, amended. Section 2212-B of Title 22 of the Revised Statutes, as enacted by section 5 of chapter 390 of the public laws of 1967, is amended to read as follows:

§ 2212-B. Possession of certain drugs