

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 Fifth 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
1971

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Fourth Legislature

AT THE
SPECIAL SESSION

January 6, 1970
to
February 7, 1970

this section, or the right to obtain such a special authorization whenever he determines that any of the provisions of law or regulations governing the sale, shipment or transportation of clams, quahogs, oysters or mussels or the provisions of law regulating or governing the premises where the shucked shellfish are stored have been violated.

A. The commissioner may suspend any special authorization issued under this section under the procedure set forth in section 4309, subsection 5, as amended.

6. Authorization of holder. The special authorization entitles the holder to sell shucked shellfish to stores, restaurants or other dealers in the intrastate trade, provided that the shucked shellfish were purchased from the holder of an intrastate shellfish permit as provided in section 4307.

Sec. 3. R. S., T. 12, § 4307, amended. Section 4307 of Title 12 of the Revised Statutes is amended by adding after the 2nd paragraph, a new paragraph, as follows:

It is unlawful for any person, firm or corporation to sell shucked clams, quahogs, oysters or mussels to any store, restaurant or dealer, in the intrastate trade, or cause the same to be done, without having either a current intrastate shellfish permit as provided in this section or a current wholesale seafood dealer's license with a current shucked shellfish authorization pursuant to section 4302.

Effective May 9, 1970

Chapter 514

AN ACT Amending the Liquor Laws.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, commercial airlines and ferry services require complete eating facilities including supplies of spirituous and vinous liquors at points of departure on national and international flights and ferry trips; and

Whereas, the lack of this service under existing law will result in a substantial loss of revenue and the rerouting of flights to states where such service can be obtained; and

Whereas, the 103rd Legislature in regular session enacted chapter 165 of the private and special laws of 1967 whereby provision was made for the official observance of the 150th anniversary of the formation of the State of Maine and whereby the Maine State Sesquicentennial Commission was established; and

Whereas, the commission has been in existence since the fall of 1967; and

Whereas, the following legislation is vitally necessary to allow the commission to continue its duties, primarily to coordinate and correlate the programs and activities of all agencies of the State in planning the observance of the anniversary; 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:

Sec. 1. R. S., T. 28, § 204, amended. The last sentence of the first paragraph of section 204 of Title 28 of the Revised Statutes, as enacted by chapter 311 of the public laws of 1969, is amended to read as follows:

The commission may sell spirituous and vinous liquor not for consumption within the State to airlines **and ferry services or their agents as authorized by the Liquor Commission** at a price to be set by the commission which shall be approved by the Governor and Council.

Sec. 2. Additional funds for Sesquicentennial Commission. Notwithstanding the Revised Statutes, Title 28, section 451, all net revenue, less the cost of handling each bottle, derived from the state liquor tax of spirits sold until June 30, 1971 by the State Liquor Commission in sesquicentennial bottles, approved by the State Liquor Commission, shall be deposited to the credit of the Maine State Sesquicentennial Commission to be expended by the Sesquicentennial Commission for the observance of the 150th anniversary of the formation of the State of Maine. Any funds remaining at June 30, 1970 shall be carried forward to the next fiscal year for the same purposes.

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

Effective January 14, 1970

Chapter 515

AN ACT Relating to Code of Military Justice for the State Military Forces.

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

R. S., T. 25, § 1262, amended. Section 1262 of Title 25 of the Revised Statutes, as amended by chapter 197 of the public laws of 1965, is further amended to read as follows: