

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and Fifth Legislature

OF THE

STATE OF MAINE

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AS PASSED BY THE
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guilty of arson in the third degree and upon conviction thereof, shall be punished by a fine of not more than \$2,000 or by imprisonment for not more than 3 years, or by both.

Effective September 23, 1971

Chapter 96

AN ACT Relating to Payments by the State for Damage by Dogs and Wild Animals.

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

R. S., T. 7, § 3652, amended. Section 3652 of Title 7 of the Revised Statutes, as amended by sections 1 and 2 of chapter 137 of the public laws of 1965, is further amended by adding at the end a new paragraph to read as follows:

Payment by the State under this section shall not exceed \$300 for grade cattle and horses or \$500 for registered cattle and horses. Payment shall not exceed \$30 for grade sheep, goats or swine, or \$100 for registered sheep, goats or swine.

Effective September 23, 1971

Chapter 97

AN ACT to Clarify Certain Forestry Laws.

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

Sec. 1. R. S., T. 4, § 163, sub-§ 1, amended. The first sentence of subsection 1 of section 163 of Title 4 of the Revised Statutes is amended to read as follows:

All Except as otherwise provided by law, all fines, bail forfeitures and fees collected in the District Court of any division shall be paid to a clerk thereof, who shall deposit them in a special account within 72 hours of their receipt.

Sec. 2. R. S., T. 4, § 173, sub-§ 1, amended. The last paragraph of subsection 1 of section 173 of Title 4 of the Revised Statutes is repealed and the following enacted in place thereof:

The term "law enforcement officer" shall include a state police officer, inland fish and game warden, forest ranger, state liquor inspector, sheriff, deputy sheriff, municipal police officer, constable, authorized representative of the Environmental Improvement Commission and any person whose duty it is to enforce any criminal law of this State by making arrests.

Sec. 3. R. S., T. 12, § 519, additional. Title 12 of the Revised Statutes is amended by adding a new section 519, to read as follows:

§ 519. Annual timber-cut report

Owners or operators of all primary wood-using sawmills and primary processors of veneer wood, cordwood, boltwood, pulpwood, posts, poles, piling and fence rails, except for domestic use and not for sale or conversion into products for sale shall render an annual report to the commissioner during the month of January of each year of the amount of softwoods and hardwoods processed by species within the State by them during the preceding calendar year, and showing the county or counties from which the wood was taken. Forms for this report shall be provided by the commissioner. Information contained in said reports shall not be made public by reference to individuals.

Sec. 4. R. S., T. 12, § 1402-A, additional. Title 12 of the Revised Statutes is amended by adding a new section 1402-A, to read as follows:

§ 1402-A. Seasonal use only

No person shall place any trailer, camper, shelter or tent from May 1st to November 30th at any public campsite maintained or authorized by the department and keep such trailer, camper, shelter or tent so located, vacant or occupied, for more than one week in any 30-day period. Persons already having placed a trailer, camper, shelter or tent at such a campsite for more than one week shall remove any such item and leave at the request of the commissioner or of any fish and game warden.

Any person who fails to comply with this section shall, on conviction, be punished by a fine of not more than \$100, or by imprisonment for not more than 30 days, or by both.

Sec. 5. R. S., T. 12, § 1505, repealed. Section 1505 of Title 12 of the Revised Statutes, as amended, is repealed.

Sec. 6. R. S., T. 12, § 2253, repealed. Section 2253 of Title 12 of the Revised Statutes, as amended, is repealed.

Sec. 7. R. S., T. 17, § 2952, amended. The first sentence of section 2952 of Title 17 of the Revised Statutes is amended to read as follows:

Whoever assaults, intimidates or in any manner willfully obstructs, intimidates or hinders any sheriff, deputy sheriff, constable, inland fish and game warden, coastal warden, forest ranger, employee or authorized representative of the Environmental Improvement Commission, Insurance Commissioner or his authorized representative, liquor inspector, police officer or state probation-parole officer while in the lawful discharge of his official duties, whether

with or without process, shall be punished by a fine of not more than \$500 or by imprisonment for not more than 11 months.

Sec. 8. R. S., T. 25, § 2437, repealed. Section 2437 of Title 25 of the Revised Statutes, is repealed.

Sec. 9. R. S., T. 25, § 2502, amended. The first sentence of section 2502 of Title 25 of the Revised Statutes is amended to read as follows:

State forest rangers and town forest fire wardens shall be responsible for the control and extinguishment of forest fires in any municipality within the State, outside the limits of the Maine Forestry District.

Sec. 10. R. S., T. 25, § 2502, amended. The 4th sentence of section 2502 of Title 25 of the Revised Statutes is amended to read as follows:

All called and employed assistance shall proceed to help control and extinguish forest fires as directed by the state forest ranger or town forest fire warden in charge.

Sec. 11. R. S., T. 25, § 2504, amended. Section 2504 of Title 25 of the Revised Statutes is amended to read as follows:

§ 2504. Hindering state forest ranger or town forest fire warden

Any person who shall prevent or obstruct, or attempt to prevent or obstruct, a state forest ranger or town forest fire warden in the performance of his duties, or the exercise of the rights of entry, access or examination by any state forest ranger or town forest fire warden, shall upon conviction ~~pay~~ be punished by a fine not exceeding \$100 or by a 30-day jail sentence, or by both.

Sec. 12. R. S., T. 25, § 2505, amended. The last sentence of section 2505 of Title 25 of the Revised Statutes is amended to read as follows:

A town going to the aid of another, even to protect itself, when requested by the state forest ~~fire warden~~ ranger in charge, shall be paid by the town aided if the total suppression cost of the town is not over 1% of its state valuation.

Sec. 13. R. S., T. 25, § 2506, amended. The last sentence of section 2506 of Title 25 of the Revised Statutes is amended to read as follows:

Any municipality in order to pay labor quickly may pay beyond 1% of its state valuation and submit for full state reimbursement or forward the unpaid bills, approved by the state forest ~~fire warden~~ ranger in charge, for payment.

Sec. 14. R. S., T. 25, § 2507, amended. The first sentence of section 2507 of Title 25 of the Revised Statutes is amended to read as follows:

Town ~~and state~~ forest fire wardens and state forest rangers shall promptly prepare a report of their investigation as to the cause, extent and damage on all forest fires in their charge.

Sec. 15. R. S., T. 25, § 2507, amended. The last sentence of the 2nd paragraph of section 2507 of Title 25 of the Revised Statutes is amended to read as follows:

Forest fire suppression costs qualifying for town and state payment are labor, transportation, food, fire department equipment from outside the affected town, privately owned equipment and other costs approved by the state forest ~~fire warden~~ ranger in charge.

Effective September 23, 1971

Chapter 98

AN ACT to Repeal Tax Exemption for Planting and Cultivating Forest Trees.

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

Sec. 1. R. S., T. 36, § 656, sub-§ 1, ¶ D, repealed. Paragraph D of subsection 1 of section 656 of Title 36 of the Revised Statutes is repealed.

Sec. 2. Exemption. This Act shall not apply to a landowner who, prior to January 1, 1971, has planted or has set apart land for the growth and production of forest trees under the repealed paragraph D, subsection 1, section 656, Title 36 of the Revised Statutes.

Effective September 23, 1971

Chapter 99

AN ACT Regulating Imitation Milk and Milk Products.

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

Sec. 1. R. S., T. 7, § 3101-A, additional. Title 7 of the Revised Statutes is amended by adding a new section 3101-A to read as follows:

§ 3101-A. Definitions

1. Definitions.

A. Imitation milk means the fluid food product pasteurized and packaged in a milk plant licensed by the Department of Agriculture or in a plant complying with all of the provisions of sections 2901 to 2904 and 3101 to