

MAINE STATE LEGISLATURE

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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
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the owner's permission, waters and premises in the State for the purpose of removing minor hazards or obstacles as it may deem necessary or convenient in the discharge of its duties, and such entry shall not be deemed a trespass.

Sec. 2. R. S., T. 38, § 323, amended. The 2nd paragraph of section 323 of Title 38 of the Revised Statutes, as enacted by chapter 173 of the public laws of 1965, is repealed.

Sec. 3. R. S., T. 38, § 326, amended. Section 326 of Title 38 of the Revised Statutes, as enacted by section 4 of chapter 103 of the public laws of 1967, is amended by adding a new sentence to read as follows:

For the purposes of this section the words monument or marker shall not include monuments or markers placed by the State as aids to navigation or for the purpose of regulating watercraft.

Sec. 4. R. S., T. 38, § 329, additional. Title 38 of the Revised Statutes is amended by adding a new section 329, to read as follows:

§ 329. Penalties

Whoever marks waters contrary to the rules established by the Director of Parks and Recreation shall be punished by a fine of not more than \$50 and costs or by imprisonment for not more than 30 days, or by both.

Whoever moors a vessel, boat, scow or raft to any buoy, beacon or permanent structure placed by the State in any waters of this State or in any manner makes fast thereto may be punished by a fine of not more than \$50 and costs or by imprisonment for not more than 30 days, or by both.

Whoever willfully destroys, defaces, damages, moves off station or sinks any buoy, beacon or marking device either floating on the waters of the State or permanently fixed to the land or structures adjacent to the water areas of the State, placed by the State, may be punished by a fine of not more than \$100 and costs or by imprisonment for not more than 3 months, or by both.

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

Effective April 12, 1971

Chapter 166

AN ACT Relating to Changes of Fishing Regulations by the Legislature.

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

R. S., T. 12, § 1960, amended. Section 1960 of Title 12 of the Revised Statutes, as amended, is further amended by adding after the 6th paragraph a new paragraph to read as follows:

No changes shall be made in existing fishing regulations by legislative action until the procedures provided in this section have been followed.

Effective September 23, 1971

Chapter 167

AN ACT Relating to Service Retirement of Liquor Inspectors.

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

Sec. 1. R. S., T. 5, § 1121, sub-§ 4, ¶ D, amended. The first sentence of Paragraph D of subsection 4 of section 1121 of the Revised Statutes, as amended, is further amended to read as follows:

Any member who is a liquor inspector, including the chief inspector, and in any case at least 25 years of creditable service in his respective capacity, may be retired on or after the attainment of age 55 years on a service retirement allowance, but must be retired at the attainment of age 65, which will be equal to $\frac{1}{2}$ of his ~~average~~ **current** final compensation.

Sec. 2. R. S., T. 5, § 1121, sub-§ 4, ¶ D, amended. Paragraph D of subsection 4 of section 1121 of Title 5 of the Revised Statutes, as amended, is further amended by adding at the end the following new sentence:

Notwithstanding the provisions of this paragraph, any person employed as a liquor inspector on or before September 3, 1965 who has been employed continuously as such and who will not attain the 25 years of creditable service at age 65, shall be permitted to continue in his employment as a liquor inspector in order to obtain the 25 years of creditable service necessary, at which time such liquor inspector must be retired.

Effective September 23, 1971

Chapter 168

AN ACT Relating to Approval of Schools Enrolling Out-of-State Students.

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

R. S., T. 20, § 102, sub-§ 17, additional. Section 102 of Title 20 of the Revised Statutes, as amended, is further amended by adding a new subsection 17 to read as follows:

17. Approval of schools. Schools enrolling only pupils not residents of this State shall be subject to an annual review of their programs and shall