

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, RESOLVES AND CONSTITUTIONAL RESOLUTIONS

AS PASSED BY THE

One Hundred and Sixth 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
1973

PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE
One Hundred and Sixth Legislature

1973

Maine. Such bond shall have as surety, a duly authorized surety company or 2 individuals to be approved by the commission. All such bonds shall be conditioned for the faithful observance of all the laws relating to spirituous, vinous and malt liquors. Such bonds shall be filed with and retained by the commission. Upon the revocation, for a one year period or more, of the license of any licensee in this subchapter mentioned, the Attorney General shall bring a civil action in any county in the State, upon the bond given by such licensee, to recover the penal sum thereof as liquidated damages. The penal sum of bonds filed by applicants for distillers' licenses shall be \$5,000 and applicants for all other classes of manufacturers licenses shall file a bond in the penal sum of \$2,500.

Effective October 3, 1973

CHAPTER 37

AN ACT Relating to Cruelty to Animals.

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

Sec. 1. R. S., T. 17, § 1051, amended. Section 1051 of Title 17 of the Revised Statutes is amended to read as follows:

§ 1051. Definitions

In this chapter and in every law relating to or affecting animals, the masculine includes the feminine, the singular includes the plural, the word "animal" includes every living ~~brute~~ sentient creature, the words "torment," "torture" and "cruelty" include every act, omission or neglect, **whether by owner or other person**, whereby unjustifiable physical pain, suffering or death is caused or permitted and the words "owner" or "person" include corporations as well as individuals.

Sec. 2. R. S., T. 17, § 1091, amended. Section 1091 of Title 17 of the Revised Statutes, as repealed and replaced by chapter 158 of the public laws of 1969, is amended to read as follows:

§ 1091. Acts of cruelty

~~Every~~ **Any owner or other person**, who overdrives, overloads or overworks, who torments, tortures, maims, wounds or deprives of necessary sustenance, or who cruelly beats, mutilates or kills any horse or other animal or causes the same to be done, or ~~having the charge or custody thereof, as owner or otherwise~~ **any owner or other person having charge or custody thereof who** fails to provide such animal with proper food, drink, shelter and protection from the weather and **humanely clean conditions**; every person, owning, or having the charge or custody of any animal, who knowingly ~~and willfully~~ **abandons** or authorizes or permits the same to suffer tortures or cruelty; and every owner, driver, possessor or person having the custody of an old, maimed, disabled or diseased animal, who works the same when unfit for labor or who abandons such animal; and every person who carries or causes to be carried, or has the care of any animal in, upon, or attached to a ~~car or other vehicle or otherwise~~ **car or any other vehicle or means of locomotion, in**

a cruel or inhumane manner, or in a way or manner which endangers the animal, shall for every such offense be punished by a fine of not less than \$50 nor more than \$500, or by imprisonment for not more than 11 months, or by both.

Sec. 3. R. S., T. 17, § 1092, amended. Section 1092 of Title 17 of the Revised Statutes is amended to read as follows:

§ 1092. Malicious killing or injury to domestic animals; stealing

Whoever willfully or maliciously kills, wounds, maims, disfigures or poisons any domestic animal, or dog or cat, or exposes any poisonous substance with intent that the life of such animal, or dog or cat shall be destroyed thereby, or steals or entices away or confines or harbors such animal for the purpose of obtaining a reward or for any other illegal purpose shall, when the offense is not of a high and aggravated nature, be punished by a fine of not more than \$300 or by imprisonment for not more than 3 months, or by both, and when the offense is of a high and aggravated nature by a fine of not more than \$1,000 or by imprisonment for not more than 4 years.

Effective October 3, 1973

CHAPTER 38

AN ACT Relating to Lights and Reflectors on Bicycles.

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

R. S., T. 29, § 1962, amended. Section 1962 of Title 29 of the Revised Statutes is amended to read as follows:

§ 1962. Equipment

Every bicycle when in use in the nighttime or at other times when motor vehicles are required to display headlamps by section 1366 shall be equipped with and have lighted a lamp on the front which shall emit a white light visible from a distance of at least 200 feet to the front and a red reflector to the rear which shall be visible at least 50 200 feet to the rear. Bicycle pedals shall bear reflector strips and bicycle handlebars shall bear reflector tapes when in use in the nighttime or at other times when motor vehicles are required to display headlamps by section 1366. Every bicycle shall be equipped with a brake which shall enable the operator to stop the bicycle within a reasonable distance.

Effective October 3, 1973