

# MAINE STATE LEGISLATURE

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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.

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THE KNOWLTON AND McLEARY COMPANY  
FARMINGTON, MAINE  
1973

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

1973

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and replaced by chapter 561 of the public laws of 1971, is amended to read as follows:

In determining qualifications for examination and appointment ~~promotion, retention, transfer or reinstatement~~ with respect to veteran preference eligibles under this section, the board or other examining agency may waive requirements as to age, height and weight, provided any such requirement is not essential to the performance of the duties of the position for which examination is given.

Effective October 3, 1973

## CHAPTER 497

**AN ACT to Provide Additional Requirements for Investigation of Railroad Company Accidents by the Public Utilities Commission.**

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

R. S., T. 35, § 142, additional. Title 35 of the Revised Statutes is amended by adding a new section 142 to read as follows:

### § 142. Railroad company accidents

The commission shall investigate all accidents resulting in the loss of human life, or personal injury requiring 3 full days hospitalization, occurring upon the premises of any railroad company or directly or indirectly arising from or connected with its maintenance or operation and in connection with such investigations, the commission may hold a hearing. Commission orders and recommendations, accident reports and all other materials in the commission's file pertaining to such railroad company accidents shall be made available, upon request, to the railroad company, the injured party or their representatives. Neither commission orders or recommendations nor accident reports or any other materials in the commission file pertaining to such accidents shall be admitted as evidence in any suit or action for damages growing out of any matter mentioned in any investigation pursuant to this section. To the extent the provisions of section 141 are not inconsistent herewith, they shall apply to railroad company accidents.

Effective October 3, 1973

## CHAPTER 498

**An ACT Creating York County Commissioner Districts.**

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

Sec. 1. R. S., T. 30, § 105-O, additional. Title 30 of the Revised Statutes is amended by adding a new section 105-O, to read as follows:

### § 105-O. Creation of York County Commissioner Districts

York County shall be divided into the following 3 districts:

Commissioner District number 1, consisting of the municipalities of Acton, Berwick, Buxton, Cornish, Eliot, Hollis, Kittery, Lebanon, Limerick, Limington, Newfield, North Berwick, South Berwick, Parsonsfield and Waterboro;

Commissioner District number 2, consisting of the municipalities of Arundel, Biddeford, Kennebunk, Kennebunkport, Wells and York;

Commissioner District number 3, consisting of the municipalities of Alfred, Dayton, Lyman, Old Orchard Beach, Saco, Sanford and Shapleigh.

Members of the board of commissioners shall be residents of the commissioner district which they represent and shall be elected by the qualified electors of the county.

**Sec. 2. Transition.** The transition to the York County district system shall be made in the following manner: In 1974, a commissioner shall be elected by the qualified electors of the county to represent district 3. In 1976, a commissioner shall be elected by the qualified electors of the county to represent district 1. In 1978, a commissioner shall be elected by the qualified electors of the county to represent district 2. Thereafter, elections shall continue in a manner so that each district shall at all times be represented on the board of commissioners.

Effective October 3, 1973

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## CHAPTER 499

### AN ACT to Provide a Minimum Fine for Obstructing Justice.

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

**R. S., T. 17, § 2952, amended.** The first sentence of section 2952 of Title 17 of the Revised Statutes, as amended, is further 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 Board of Environmental Protection, 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 less than \$100 nor more than \$500 or by imprisonment for not more than 11 months. The court may further order that restitution be made for damage to the property of a law enforcement officer resulting from any act or acts that have been found to be in violation of this section.

Effective October 3, 1973