

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature  
1ST SPECIAL SESSION  
JANUARY 2, 1974 TO MARCH 29, 1974  
AND BY THE  
One Hundred and Seventh Legislature  
REGULAR SESSION  
JANUARY 1, 1975 TO JULY 2, 1975

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  
1975

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Sixth Legislature

AT THE  
SPECIAL SESSION

January 2, 1974

to

March 29, 1974

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### § 565. Penalties

Any person or organization who operates any type of motor vehicle racing without a license duly issued therefor shall be punished by a fine of not more than \$1,000.

Any person or organization who operates any type of motor vehicle racing or who locates, erects, constructs or maintains any motor vehicle racing structure except as provided for in the rules and regulations of the Commissioner of Public Safety shall be punished by a fine of not more than \$500 for each offense.

### § 566. Injunctions

In addition to any other remedy set forth in this chapter for the enforcement of this chapter or any rule, regulation, order or decision of the Commissioner of Public Safety, the Superior Court shall have jurisdiction upon complaint filed by the commissioner, or any person duly authorized to act for the commissioner, to restrain or enjoin any person or organization from operating any type of motor vehicle racing or doing any act prohibited by this chapter or prohibited by any rule or regulation of the commissioner. If it is established upon hearing that the person or organization, or the officers, agents, servants or employees of such person or organization, charged has been or is operating any type of motor vehicle racing in violation of any rule, regulation, order or decision of the commissioner, the court shall enter a decree enjoining said person or organization and the officers, agents, servants and employees of said person or organization and any other person from further operation of such motor vehicle racing. In case of violation of any injunction issued under this section, the court shall summarily try and punish the person for contempt of court. The existence of other civil or criminal remedies shall be no defense to this proceeding. The commissioner or his authorized agent shall not be required to give or post a bond when making an application for an injunction under this section.

### § 567. Motorcycle racing excluded

This chapter shall not apply to motorcycle racing.

Effective June 28, 1974

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## CHAPTER 663

### AN ACT to Correct Errors and Inconsistencies in the Marine Resources Law.

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

Sec. 1. R. S., T. 12, § 3401, sub-§ 28-A, repealed. Subsection 28-A of section 3401 of Title 12 of the Revised Statutes, as enacted by section 1 of chapter 432 and by section 1 of chapter 462, both of the public laws of 1973, is repealed.

Sec. 2. R. S., T. 12, § 3552, sub-§ 2, amended. Subsection 2 of section 3552 of Title 12 of the Revised Statutes, as amended by section 20 of chapter 513 of the public laws of 1973, is further amended to read as follows:

2. **Council to hold regular meetings.** The council shall hold regular quarterly meetings in the months of **January, April, July and October** with the commissioner, or some person appointed by him for that purpose, at the Capitol.

**Sec. 3. R. S., T. 12, § 3552, sub-§ 4, amended.** The first paragraph of subsection 4 of section 3552 of Title 12 of the Revised Statutes is amended to read as follows:

The council shall elect one of its members as chairman, one as vice-chairman and one as secretary, all for a term of one year at the regular ~~June~~ **January** meeting.

**Sec. 4. R. S., T. 12, § 3705, repealed.** Section 3705 of Title 12 of the Revised Statutes, as enacted by chapter 60 of the public laws of 1965 and as repealed and replaced by section 6 of chapter 432 of the public laws of 1973, is repealed.

**Sec. 5. R. S., T. 12, § 3729, amended.** The last paragraph of section 3729 of Title 12 of the Revised Statutes, as enacted by section 2 of chapter 462 and as amended by section 22 of chapter 513, both of the public laws of 1973, is further amended to read as follows:

A holder of a lease under section 3725 must also obtain a special license under section ~~3703, subsection 1, paragraph A 3703-A~~, if a variance is sought in the applicability of the fishery laws and regulations administered by the Commissioner of Marine Resources.

**Sec. 6. R. S., T. 12, § 4302, sub-§ 2, ¶ B, amended.** Paragraph B of subsection 2 of section 4302 of Title 12 of the Revised Statutes is amended to read as follows:

B. The licensee must have a shellfish shucking certificate as provided by section ~~4310 4302-B~~, if he removes clams, quahogs or mussels from the shell for shipment beyond the limits of the State.

Effective June 28, 1974

## CHAPTER 664

### AN ACT Relating to Expending Cumberland County Funds at County Jail and Recreation Center.

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

Whereas, immediate expansion of the Cumberland County Jail and Recreation Center is needed to meet the public need; and

Whereas, it is imperative that construction begin at the earliest possible time to avoid additional costs; and