

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.

THE KNOWLTON AND MCLEARY COMPANY
FARMINGTON, MAINE
1975

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Seventh Legislature

1975

17. Shall this municipality or unincorporated place authorize the sale on Sunday of malt liquor in those restaurants operating under a part-time restaurant malt liquor license during the rest of the week?

Sec. 5. 28 MRSA § 103, 4th ¶, as amended by PL 1969, c. 500, § 5-A, is further amended by inserting at the end the following:

The county commissioners or the commission shall also have the authority in such unincorporated place to authorize the sale on Sunday of malt liquor and table wine for consumption on the premises by those licensees who are permitted to make such sales during the rest of the week.

Sec. 6. **Transition.** The first election to be held under section 2 of this Act shall be held at the next state-wide special or general election following the effective date of this Act and the question specified in section 3 and section 4 of this Act shall be placed on the ballot to be voted on by the electors of each municipality or unincorporated place in this State in which malt liquor is permitted to be sold during all days of the week except Sunday or in which the question of whether to allow the sale of malt liquor in that municipality during all days of the week except Sunday in restaurants, Class A taverns or taverns is to be voted on at that election.

Effective October 1, 1975

CHAPTER 81

AN ACT Relating to the Use of Leg Hold Traps under the Inland Fish and Game Law.

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

12 MRSA § 2403 is enacted to read:

§ 2403. Trap restrictions

It shall be unlawful for any person to use auxiliary teeth on any leg hold trap set on land.

Effective October 1, 1975

CHAPTER 82

AN ACT Relating to Nepotism in State Hiring and Promotional Practices.

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

5 MRSA § 558 is enacted to read:

§ 558. Hiring and promoting neutrality

The final decision of whether a person will be hired or promoted by the State cannot be made in part or wholly by a person related to the job candi-

date by consanguinity, or affinity, within the 4th degree. The State Personnel Rules shall insure that this section will not deprive any applicant or employee of full consideration for hiring or promotion.

Effective October 1, 1975

CHAPTER 83

AN ACT to Protect Physicians Engaged in Peer Review.

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

Sec. 1. 32 MRSA § 2596, as enacted by PL 1973, c. 374, § 1, is repealed and the following enacted in place thereof:

§ 2596. Osteopathic review committees

Any physician licensed under this chapter shall not be liable for civil damages as the result of his acts, omissions or decisions in connection with his duties as a member of a utilization review committee or as a member of a peer review committee which is a requirement of accreditation by the American Osteopathic Association or is established and functions under the auspices of the physician's respective state or county professional society or the Board of Osteopathic Examinations and Registration.

Sec. 2. 32 MRSA § 3293, as enacted by PL 1971, c. 591, § 1, is repealed and the following enacted in place thereof:

§ 3293. Review committees

Any physician licensed under this chapter shall not be liable for civil damages as a result of his acts, omissions or decisions in connection with his duties on a utilization review committee, medical review committee, surgical review committee, peer review committee or disciplinary committee which is a requirement of accreditation by the Joint Commission on Accreditation of Hospitals or is established and operated under the auspices of the physician's respective state or county professional society or the Board of Registration in Medicine.

Effective October 1, 1975

CHAPTER 84

AN ACT Relating to Use of Studded Tires on Motor Vehicles.

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

Sec. 1. 29 MRSA § 1375 is enacted to read:

§ 1375. Studded tires

It shall be unlawful to operate a motor vehicle or combination of vehicles, except for fire department vehicles, with tires having any metal studs, wires