

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

CHAPTER 236

AN ACT Relating to the Shipment of Dogs and Cats and Prohibiting the Use of Dogs or Cats in Commercial Promotions.

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

Sec. 1. 7 MRSA § 1809, first 2 paragraphs, as repealed and replaced by PL 1973, c. 625, § 40, are amended to read:

Any person or persons bringing horses, cattle, mules, asses, sheep, goats, swine, **cats and dogs**, wild animals, avian species or fertile eggs of such species, amphibians or reptiles into the State may be required by the commissioner to obtain a permit previous to the time of entry, said permit to accompany shipment. Such animals, avian species or the fertile eggs of such species, amphibians or reptiles offered for entry into the State that do not have health status satisfactory to the commissioner, or do not comply with the Inland Fisheries and Game laws or by rules and regulations of the Commissioner of Inland Fisheries and Game, the commissioner may refuse to grant a permit or may issue one subject to quarantine at destination. The commissioner may require the owner to have such horses, cattle, mules, asses, sheep, goats, swine, **cats and dogs**, wild animals, avian species or the fertile eggs of such species, amphibians or reptiles tested or examined by a veterinarian at the owner's expense. The commissioner shall release such horses, cattle, mules, asses, sheep, goats, swine, **cats and dogs**, wild animals, avian species or the fertile eggs of such species, amphibians or reptiles from quarantine only after he is satisfied that such horses, cattle, mules, asses, sheep, goats, swine, **cats and dogs**, wild animals, avian species or the fertile eggs of such species, amphibians or reptiles are not a menace to other wild or domestic animals, avian species or fertile eggs of such species, amphibians, reptiles or humans of the State.

Horses, cattle, mules, asses, sheep, goats, swine, **cats and dogs**, wild animals, avian species or the fertile eggs of such species, amphibians or reptiles brought into the State without a permit, may be condemned by the commissioner or the Commissioner of Inland Fisheries and Game and euthanized without indemnity.

Sec. 2. 7 MRSA § 1809, sub-§ 1 is enacted to read:

1. Rules and regulations. The Commissioner of Agriculture shall promulgate all rules and regulations that he deems proper and necessary to maintain the health of all dogs and cats imported into the State or offered for sale within the State.

Sec. 3. 7 MRSA § 3451, 5th and 6th ¶¶ from the end, as enacted by PL 1971, c. 453, are amended to read:

The commissioner, his authorized agent, a state humane agent or a veterinarian employed by the State may, at any reasonable time, enter any boarding kennel, **kennel** or pet shop, excepting any building used for human habitation heretofore recognized as not subject to search warrant and make examination and conduct any recognized test for the existence of any contagious or infectious diseases or conditions. The Commissioner of Agriculture or his authorized agent may inspect pet shops, boarding kennels and kennels in accordance with the sanitation and health regulations established by the Depart-

ment of Agriculture. A veterinarian employed by the State or any licensed veterinarian may quarantine such pet shop ~~or~~, boarding kennel and kennel in person or by registered mail, and such quarantine shall be maintained as long as the ~~Commissioner of Agriculture~~ commissioner deems necessary.

The commissioner may revoke or suspend a pet shop ~~or~~, kennel and boarding kennel license providing any person, firm or corporation maintaining such pet shop ~~or~~, kennel and boarding kennel violates any quarantine or maintains animals or birds contrary to the rules and regulations promulgated by the commissioner or fails to keep records required by the commissioner.

Sec. 4. 7 MRSA § 3451, last paragraph, as enacted by PL 1971, c. 453, is amended to read:

Any person, firm or corporation maintaining a pet shop ~~or~~, boarding kennel or kennel without having obtained a license for the same, or after any license has been revoked or suspended, shall be punished by a fine of not more than \$50 per day.

Effective October 1, 1975

CHAPTER 237

AN ACT to Change Weights and Related Provisions for Commercial Vehicles.

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

Sec. 1. 29 MRSA § 246, as amended by PL 1973, c. 714, § 2, is further amended by inserting after the first paragraph the following:

A registration fee of \$15 shall be paid for each thousand pounds or portion thereof of gross weight a vehicle is registered for in excess of 73,280 pounds.

Sec. 2. 29 MRSA § 246, 5th ¶, as last amended by PL 1973, c. 614, § 4, is repealed.

Sec. 3. 29 MRSA § 1611, first sentence is amended to read:

Whoever as owner, driver, operator or mover of any engine, team, vehicle or contrivance mentioned in sections 902, 1702, 1703, 1753 and 1754 violates any provision of said sections or the regulations made or permits granted under authority thereof shall be liable to a fine of not less than \$10 nor more than \$500, for each offense, except that in the case of vehicles exceeding weight limits on bridges posted by the Department of Transportation or on bridges posted by others for weight limits approved by the Commissioner of Transportation, a fine of \$40 for each full 1,000 pounds of such excess shall be paid, provided that said fine shall not exceed \$1,000.

Sec. 4. 29 MRSA § 1652, as amended is repealed and the following enacted in place thereof:

§ 1652. Weight of commercial vehicles limited