

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
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SECTION 164, SUBSECTION 6.

THE KNOWLTON AND MCLEARY COMPANY
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1975

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
One Hundred and Seventh Legislature

1975

paper having a circulation in the town in which such owner was last known to reside, and shall allow a period of 15 days to elapse after such publication before disposing of such animals.

§ 4873. Severability

If any part of this chapter is held invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid part remain in effect.

Sec. 5. Transitional provision. It is the intent of the Legislature that the members of the present Board of Veterinary Examiners shall be members of the Board of Veterinary Medicine for the period of their unexpired terms on the Board of Veterinary Examiners. Upon expiration of such terms, they may be reappointed to the Board of Veterinary Medicine in accordance with provisions of Title 32, chapter 71-A, section 4854.

Effective October 1, 1975

CHAPTER 478

AN ACT Relating to the Definition of Motor Vehicle Dealers.

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

Sec. 1. 29 MRSA § 341, sub-§ 1, as enacted by PL 1973, c. 529, § 1, is amended to read:

1. **Dealer.** "Dealer" means every person engaged in the business of buying, selling, offering to negotiate a sale or exchanging vehicles who has an established place of business for such purpose in this State, and to whom current dealer registration plates have been issued by the Secretary of State.

Sec. 2. 29 MRSA § 341, sub-§ 6, as enacted by PL 1973, c. 529, § 1, is amended to read:

6. **Motorcycle dealer.** "Motorcycle dealer" means any person whose primary business is in the buying and selling or offering to negotiate a sale of new or used motorcycles, or both.

Sec. 3. 29 MRSA § 341, sub-§ 7, as enacted by PL 1973, c. 529, § 1, is amended to read:

7. **New car dealer.** "New car dealer" means any dealer whose primary business is the buying and selling or offering to negotiate a sale of new motor vehicles and who has a franchise from a distributor or manufacturer.

Sec. 4. 29 MRSA § 341, sub-§ 9, as enacted by PL 1973, c. 529, § 1, is amended to read:

9. **Trailer dealer.** "Trailer dealer" means any dealer whose primary business is in the buying and selling or offering to negotiate a sale of new or used trailers or semitrailers, or both.

Sec. 5. 29 MRSA § 341, sub-§ 10, as enacted by PL 1973, c. 529, § 1, is amended to read:

10. Used car dealer. "Used car dealer" means any dealer whose primary business is in buying and selling or offering to negotiate a sale of used motor vehicles.

Sec. 6. 29 MRSA § 342, first sentence, as enacted by PL 1973, c. 529, § 1, is amended to read:

No person shall engage in the business of buying, selling or offering to negotiate a ~~for~~ sale of any vehicle without having been issued a license under this subchapter.

Effective October 1, 1975

CHAPTER 479

AN ACT Concerning V-notching of Female Lobsters.

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

Sec. 1. 12 MRSA § 4401, sub-§ 4, ¶ A, as last amended by PL 1973, c. 180, § 1, is repealed and replaced to read:

A. The commissioner shall cause such lobsters, before being liberated, to be marked by cutting a V-notch in the right flipper next to the middle flipper. The right flipper shall be determined with the lobster in the position of underside down, tail toward the person making the determination.

Sec. 2. 12 MRSA § 4401, sub-§ 4, ¶ B, first sentence, as last amended by PL 1973, c. 180, § 1, is repealed and replaced to read:

It shall be unlawful for any person to have in his possession any female lobster marked with a V-notch in the right flipper next to the middle flipper, as determined in paragraph A, or any female lobster which is mutilated in such a manner to hide or obliterate such mark. Until January 1, 1977, it shall also be unlawful to have in his possession any female lobster marked with a V-notch in the left flipper or the middle flipper, or any female lobster which is mutilated in such a manner to hide or obliterate such mark.

Sec. 3. 12 MRSA § 4401, sub-§ 6, as last amended by PL 1973, c. 180, § 2, is repealed and replaced to read:

6. Prima facie evidence. Until January 1, 1977, the fact that a lobster has a V-notch in the middle flipper or the flippers on either side of the middle flipper or said flippers are mutilated in such a manner to hide or obliterate such mark is prima facie evidence that the lobster is a female lobster. After January 1, 1977, the fact that a lobster has a V-notch in the right flipper as determined in subsection 4, paragraph A, or said flipper is mutilated in such a manner to hide or obliterate such mark is prima facie evidence that the lobster is a female lobster.

Effective October 1, 1975