

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

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PUBLIC LAWS
OF THE
STATE OF MAINE

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Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective April 8, 1977

CHAPTER 65

AN ACT Concerning Chemical Control of Vertebrate Animals.

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

22 MRSA § 1471-N is enacted to read:

§ 1471-N. Chemical control of vertebrate animals

It shall be unlawful to use poisons to kill vertebrate land animals except as hereinafter provided.

1. Chemical control of vertebrate animals. The board may grant permits to use poisons for chemical control of vertebrate animals to members of its staff and to agents of the U.S. Fish and Wildlife Service.

2. Chemical control of rodents. The board may grant permits to use poisons for chemical control of rodents to persons engaged in the production of agricultural commodities and the maintenance of ornamental plantings.

3. Use poisons to control wild dogs. The board, its staff or agents may in emergencies, use poisons to control wild dogs or other wild animals.

4. Control of rats and mice. The control of rats and mice on public and private property including buildings and municipal dumps, and the control of English sparrows, starlings and pigeons within buildings, is exempt from this section, provided that the control is performed in accordance with this chapter, the regulations of the board and the directions on the label of the registered pesticide employed.

Effective October 24, 1977

CHAPTER 66

AN ACT to Clarify the Responsibility for Payment of Expenses on Rendition of Prisoners.

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

15 MRSA § 224 is repealed and the following enacted in its place:

§ 224. Expenses paid on rendition of prisoners

1. Expenses paid from funds allotted to prosecuting attorney. When a prisoner is returned to the State of Maine for prosecution, expenses incurred which are necessary and proper for the return shall be paid out of the funds allotted for that purpose to the prosecuting attorney. Prosecuting attorney shall have the same meaning as set forth in section 1318.

2. Expenses shared. Prosecuting attorneys may agree to share expenses whenever a prisoner is charged in the State of Maine with more than one offense.

3. Prosecuting attorney not liable. A prosecuting attorney shall not be liable for payment of such expenses unless he has previously consented to such rendition in writing.

4. Expenses for rendition of escaped prisoners. Expenses for rendition of prisoners who have escaped from custody shall be paid by the State of Maine if the escape occurred while the prisoner was committed to or being held at a state institution or while the prisoner was in the custody of a state officer, shall be paid by the sheriff if the escape occurred while the prisoner was committed to or being held at a county jail or while in the custody of a county officer or shall be paid by a municipality if the escape occurred while the prisoner was being held at a lockup or in the custody of a municipal officer. Escape and custody shall have the same meaning as defined in Title 17-A.

5. Prosecuting attorney to designate appropriate agents. The prosecuting attorney shall, in all cases, designate appropriate agents to safely return the prisoner to the State of Maine.

6. Expense funds advanced. The treasurer or other appropriate official of the governmental unit responsible for payment of expenses pursuant to this section shall, upon written request of the prosecuting attorney, advance to him or officers designated by him a reasonable sum to defray necessary expenses. A full accounting of all expenses and return of unused funds shall be made to the issuing official no later than 3 business days from the date of return. All funds returned shall be credited to the account from which they were paid.

7. Expenses of officers of the State. Expenses incurred by officers of the State, on whose governor the requisition is made, shall be paid in the same manner as other expenses and travel expenses for all necessary travel in returning the prisoner shall be paid at the same rate per mile as employees of the State receive.