

# 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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PORTLAND LITHOGRAPH COMPANY  
PORTLAND, MAINE  
1977

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PUBLIC LAWS  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
**FIRST REGULAR SESSION**

of the  
ONE HUNDRED AND EIGHTH LEGISLATURE

1977

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

35 MRSA § 2348 is amended by adding at the end a new paragraph to read:

The location of all pipes, hydrants and other structures for the conducting and maintaining of these pipes and hydrants, under the surface of and in those streets and highways in which these companies are empowered to obtain locations for their pipes and hydrants which have been located over, under the surface of and in the streets and highways prior to January 1, 1977, and which shall be hereafter so located in accordance with chapters 171 to 179, are valid and declared legal and these shall henceforth be legal structures in those streets and highways until the location thereof shall have been changed in any manner required or authorized by law.

Effective October 24, 1977

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## CHAPTER 86

**AN ACT to Empower Liquor Inspectors with Limited Powers of Arrest.**

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

28 MRSA § 59, as repealed and replaced by PL 1975, c. 741, § 4, is repealed and the following enacted in its place:

### § 59. Bureau of Liquor Enforcement

1. Bureau of Liquor Enforcement. The enforcement division of the State Liquor Commission shall be the Bureau of Liquor Enforcement within the Department of Public Safety, as heretofore created. The Commissioner of Public Safety shall appoint as Director of the Bureau of Liquor Enforcement a person experienced in law enforcement or enforcement of liquor laws, who may be removed for cause by the commissioner. The director, subject to the Personnel Law, may appoint as many inspectors as may be found necessary. The inspectors shall be under the direct supervision and control of the director.

Notwithstanding any other provisions of law, the Department of Public Safety shall be responsible for the enforcement of the liquor laws and the rules and regulations of the commission.

All business and financial records of licensees shall be confidential.

2. Enforcement powers. An inspector appointed under this section shall have the duty and authority to enforce the provisions of this Title, of Title 17, chapter 69, and of Title 29, section 2182. For the purpose of enforcing these provisions, he shall have the same powers throughout the several counties of the State as sheriffs have in their respective counties to investigate and prosecute violations, to execute warrants, to serve process and to arrest offenders.

3. Other enforcement powers. In addition to the authority in subsection 2, a liquor inspector shall have the authority to arrest without a warrant any person who has committed or is committing any other crime in his presence. An arrest made pursuant to this authority shall be made at the time of the criminal conduct, or some part thereof, or within a reasonable time thereafter. This authority shall be exercised only by a liquor inspector who has completed the basic training course for liquor inspectors at the Maine Criminal Justice Academy or for whom that basic training course or a portion thereof has been waived by the board of trustees of the academy because of successful completion of equivalent training.

Effective October 24, 1977

## CHAPTER 87

AN ACT Relating to Adoption of Regulations for Maine Meat Inspection Act.

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

22 MRSA § 2553, as enacted by PL 1969, c. 464, § 1, is further amended by adding at the end a new paragraph to read:

The commissioner shall adopt and make official the regulations and amendments thereto of the United States Department of Agriculture Federal Meat Inspection Act of March 4, 1907, 34 Stat. 1620, as amended by the Wholesale Meat Act of 1967, Stat. (21 U.S.C., sec. 601 et seq.) as they are pertinent and applicable to this chapter.

Effective October 24, 1977

## CHAPTER 88

AN ACT Relating to the Display of Live Animals.

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

17 MRSA § 1058, 1st sentence, as reenacted by PL 1975, c. 638, § 2, is amended to read:

It shall be unlawful to sell, offer for sale, give away or display within this State any live animals, reptiles or live birds of any kind which have been dyed or otherwise artificially colored or to sell in lots of less than 6, offer for sale, give away or raffle or display any live fowl or turtle under 2 months of age for use as toys or retail premiums or to sell, offer for sale, give away or raffle or display any live animal, fowl or reptile as a fund-raising device.

Effective October 24, 1977