

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**  
AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE  
AT THE

SECOND REGULAR SESSION

January 4, 1978 to April 6, 1978

FIRST SPECIAL SESSION

(No laws enacted)

September 6, 1978 to September 15, 1978

SECOND SPECIAL SESSION

October 18, 1978

THIRD SPECIAL SESSION

December 6, 1978

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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1. **Exception.** If the target company is a public utility, public utility holding company, national banking association, bank holding company, savings and loan association or saving and loan holding company subject to regulation by a federal agency and the takeover of the company is subject to approval by that agency, this chapter shall not apply.

2. **Joint hearings.** Where a takeover bid or takeover offer subject to the filing requirements of section 803 is also subject to similar laws of another state, or to review by federal agencies or other state agencies, the superintendent may, at his discretion, hold joint hearings and otherwise cooperate with state and federal agencies, provided the cooperation furthers the purposes of this chapter and does not impair the ability of the superintendent to proceed and make all requisite findings under section 804.

3. **Class vote; exception.** This chapter shall not apply to any offer involving a class vote by shareholders of the target company, pursuant to its articles of incorporation or the applicable corporation statute, on a merger, consolidation or sale of corporate assets in consideration of the issuance of securities of another corporation, or sale of its securities in exchange for cash or securities of another corporation.

4. **Applicability of Maine Securities Act.** All of the provisions of the Maine Securities Act, Title 32, chapter 13, which are not in conflict with the provisions of this chapter, shall apply to any takeover offer subject to this chapter.

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

Effective March 24, 1978

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## CHAPTER 670

### AN ACT Extending the Time for Apportionment of County Taxes from March to April in the Year 1978.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, under the present law the county tax must be apportioned upon the towns in the month of March; and

Whereas, approval of the county budgets has been delayed; and

Whereas, the following extension of time will prevent undue hardship in resolving such; and

Whereas, the following legislation to temporarily change the apportionment to the months of March and April is vitally necessary to prevent undue hardship and confusion on the several counties and municipalities of the State; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore

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

30 MRSA § 254-B, as enacted by PL 1977, c. 64, and as amended by PL 1977, c. 274, is further amended to read:

**§ 254-B. Temporary extension**

Notwithstanding the provisions of section 254, when a county tax is authorized, for the year 1977 1978, the county commissioners shall, in the months of ~~May and June~~ March and April apportion the tax upon the towns and other places according to the last state valuation and fix the time for the payment of the same, which shall not be earlier than the first day of the following September.

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

Effective March 24, 1978

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## CHAPTER 671

**AN ACT to Revise the State Criminal Extradition and Criminal Codes.**

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

Sec. 1. 12 MRSA § 2954, 2nd ¶, as repealed and replaced by PL 1971, c. 437, § 1, is repealed and the following enacted in its place:

Any person violating this section shall be guilty of a Class C crime and in addition thereto shall be denied the right to hunt or trap anywhere in the State with or without a license for a period of 10 years. It is a defense to a prosecution under this section that the actor took all steps which he reasonably believed were available to him to procure aid for the victim with the least possible delay.

Sec. 2. 15 MRSA §§ 201 through 207 are allocated to the following:

### SUBCHAPTER I

#### ISSUANCE OF GOVERNOR'S WARRANT