

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

FIRST REGULAR SESSION

January 3, 1979 to June 15, 1979

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

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Kennebec Journal  
Augusta, Maine  
1979

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**  
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Land Use Regulation Commission	300,000
Secretary of State	1,000
Property tax assessment	250,000
County reimbursement for services	\$1,085,000
Education	2,347,000
Human Services — general assistance	191,000
Total	\$5,824,000

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

Effective June 15, 1979

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## CHAPTER 441

H. P. 270 — L. D. 344

### AN ACT Concerning Licenses Issued by the Department of Inland Fisheries and Wildlife.

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

**Sec. 1.** 12 MRSA § 1904, last ¶, as enacted by PL 1973, c. 188, is amended to read:

No person shall keep in captivity any **wild bird or wild animal** for any purpose, except in accordance with this section, section 2106 **and 2851** and Title 7, section 1809, except that a person may keep a **wild bird or wild animal** if said animal **or bird** was purchased or obtained originally from a dealer, pet shop or licensed roadside menagerie. ~~No person shall keep a wild animal captured in its natural habitat unless said animal has been certified as being free from disease by a duly licensed veterinarian or the Commissioner of Agriculture or the Commissioner of Inland Fisheries and Game.~~

**Sec. 2.** 12 MRSA § 2106, 6th ¶, as amended by PL 1975, c. 590, § 6, is repealed.

**Sec. 3.** 12 MRSA § 2106, last ¶ is amended to read:

~~Every licensed game or fur farmer and every person authorized to take birds or wild animals or fish for scientific purposes shall, on or before the 31st day of~~

December of each year, make detailed report to said commissioner of all he has done during the year by virtue of such license or permit, on blanks to be furnished by the said commissioner.

Sec. 4. 12 MRSA c. 327, as last amended by PL 1975, c. 590, §§ 21 and 22, is repealed and the following enacted in its place:

## CHAPTER 327

### WILDLIFE BREEDING

#### § 2851. Breeder's license

1. License required; provisions; requirements. No person shall at any time breed, rear or keep any wild bird or animal, except as provided in section 1904, without having procured a breeder's license.

The commissioner may issue a license at an annual fee of \$15 to any person, firm or corporation permitting the licensee to breed, rear or keep wild birds or animals, provided the licensee has fenced in land for these purposes, the fence is of sufficient strength and design to prevent wild birds or animals from entering or leaving the enclosed area and the licensee has made provisions for the proper housing and care of the wild animals and birds, except that this license may be issued without fencing or enclosing land in the case of islands used to propagate wild birds and animals.

Licensed breeders may at any time consume, sell, transport or kill and sell, and any properly licensed person, firm or corporation within the State may purchase, have in possession or transport any wild bird or animal or part thereof, raised by virtue of this section. These licensed breeders may also sell live or dressed wild birds or animals outside the State, subject to other state and federal laws and rules governing the importation of wild birds or animals.

No wild bird, either live or dressed, shall be removed from the licensee's premises until a metallic seal has been securely attached to each bird. This seal shall remain attached to those birds until they are finally prepared for consumption. This seal shall be supplied by the commissioner at a cost of 10¢ each.

No wild animal, either live or dressed, or part thereof, shall be removed from the licensee's premises until an identifying mark or seal has been securely attached to each animal. This seal or mark shall remain attached to that animal until they are finally prepared for consumption or manufactured into a finished product. This seal or mark shall be supplied by the licensee and shall be registered with the commissioner.

No person may breed, rear or keep alive any wild animal taken in accordance with section 2354.

2. Exceptions and prohibitions.

- A. No license is required to raise domestic rabbits or chinchillas.
- B. No license is required to raise wild birds or animals which are owned by the department.
- C. No person shall engage in the business of breeding or rearing white-tailed deer at any time.

Each licensee shall, on or before the 31st day of December of each year make a detailed report to the commissioner on blanks to be furnished by the commissioner.

A license shall only be issued to persons who comply with this section and this license shall be revoked for any violation thereof.

Effective September 14, 1979

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## CHAPTER 442

H. P. 726 — L. D. 913

### AN ACT to Amend the Standard Nonforfeiture Law.

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

Sec. 1. 24-A MRSA § 2528, as enacted by PL 1969, c. 132, § 1, is amended to read:

§ 2528. Short title

Sections 2528 to 2534 shall be known as the "Standard Nonforfeiture Law for Life Insurance."

Sec. 2. 24-A MRSA § 2532, sub-§ 4, first sentence, as enacted by PL 1969, c. 132, § 1, is amended to read:

All Except as provided in subsection 5, all adjusted premiums and present values referred to in sections 2529 to 2534 shall for all policies of ordinary insurance be calculated on the basis of the Commissioners 1958 Standard Ordinary Mortality Table, provided that, for any category of ordinary insurance issued on female risks, adjusted premiums and present values may be calculated according to an age not more than 3 years younger than the actual age of the insured, and such calculations for all policies of industrial insurance shall be made on the basis of the Commissioners 1961 Standard Industrial Mortality Table.