

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE  
ONE HUNDRED AND FOURTEENTH LEGISLATURE  
**FIRST REGULAR SESSION**

December 7, 1988 to July 1, 1989

Chapters 1 - 502

THE GENERAL EFFECTIVE DATE FOR  
NON-EMERGENCY LAWS IS  
SEPTEMBER 30, 1989

PUBLISHED BY THE REVISOR OF STATUTES  
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,  
TITLE 3, SECTION 163-A, SUBSECTION 4.

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J.S. McCarthy Company  
Augusta, Maine  
1989

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

**AS PASSED AT THE**  
**FIRST REGULAR SESSION**

**of the**  
**ONE HUNDRED AND FOURTEENTH LEGISLATURE**

**1989**

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7 MRSA §75, sub-§1, as repealed and replaced by PL 1987, c. 849, §2, is amended to read:

**1. Permits.** No person, firm, corporation or unincorporated society or association may conduct any public or private pulling event between animals or pairs of animals within the State without a permit from the commissioner. The commissioner shall charge a permit fee of \$10 per pull day, up to a maximum of \$50 for pulls held on consecutive days at the same location. All revenue derived from the permit fees shall be deposited in the General Fund.

Application for such a permit shall be made in writing to the commissioner at least 10 days prior to the date on which such event is contemplated, and shall give the name of the person, firm, corporation or unincorporated society or association holding such event and the date and place the event is to be held, provided that one application and one permit may include one or more separate events when so specified. Permits granted under this section shall not be transferable.

Any person, firm, corporation or unincorporated association or society which conducts or causes to be conducted any public or private pulling event between animals or pairs of animals within the State, without a permit from the commissioner, shall be guilty of a Class E crime.

No person, firm, corporation or unincorporated association or society required to be licensed under this section to conduct a pulling event may allow, after having received notice from the Department of Agriculture, Food and Rural Resources, any person, firm, corporation or unincorporated association or society which has been convicted within 5 years of violation of Title 17, section 1031, or which has been adjudicated within 5 years to have committed a civil violation of section 4011, to participate as an owner, handler or in any other capacity, directly or indirectly, in any pulling event. A violation of this provision shall be grounds, upon compliance with appropriate provisions of the Maine Administrative Procedure Act, Title 5, chapter 375, for revocation or non-renewal of any license issued under this section.

Any person, firm, corporation or unincorporated association or society which, within the previous 5 years, has been convicted of a violation of Title 17, section 1031 or has been adjudicated to have committed a civil violation of section 4011, and which participates, as an animal owner, handler or in any other capacity, directly or indirectly, in any pulling event required to be licensed pursuant to this section, is guilty of a Class E crime.

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

Effective May 19, 1989.

## CHAPTER 154

H.P. 200 - L.D. 280

### An Act to Allow Raffling of Livestock by Charitable Organizations for Charitable Purposes

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

**Sec. 1. 7 MRSA §3972, sub-§4** is enacted to read:

**4. Exception.** Notwithstanding subsection 1, paragraph C, livestock may be raffled by charitable organizations licensed under Title 17, section 332, subsection 6 for fund-raising purposes. For the purposes of this section, "livestock" means farm animals, including, but not limited to, cows, sheep, goats, swine and fowl and "charitable organization" has the same meaning as defined in Title 9, section 5003, subsection 1. Proceeds from a raffle under this subsection must be used for charitable purposes.

The animal shall be awarded in freezer-ready form.

**Sec. 2. 17 MRSA §332, sub-§6** is enacted to read:

**6. Charitable organizations; livestock raffling.** A license is required before a charitable organization may raffle livestock for fund-raising purposes under Title 7, section 3972, subsection 4. The Commissioner of Agriculture, Food and Rural Resources or the commissioner's designee shall make forms available for charitable organizations to apply for licenses for one or 3-year periods. If the commissioner or the commissioner's designee is satisfied that the charitable organization has not violated or will not violate the restrictions of Title 7, section 3972, a license shall be issued.

See title page for effective date.

## CHAPTER 155

S.P. 136 - L.D. 221

### An Act to Revise the Particulate Matter Air Quality Standard

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

**Sec. 1. 38 MRSA §584-A, sub-§1**, as amended by PL 1979, c. 381, §6-A, is repealed and the following enacted in its place:

**1. Particulate matter.** In regard to particulate matter:

**A.** The level of the 24-hour particulate matter ambient air quality standard is 150 micrograms per cubic meter, as measured in the ambient air as PM<sub>10</sub>, based