

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

SEVENTY-NINTH LEGISLATURE

SENATE

NO. 139

In Senate, Feb. 28, 1919.

Reported by Mr. Metcalf from Committee on Inland Fisheries and Game and laid on table to be printed under joint rules.

P. F. CRANE, Secretary.

Presented by Senator Ames of Washington.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND
NINE HUNDRED AND NINETEEN

AN ACT to amend section fifty-seven of chapter thirty-three of the Revised Statutes as amended by chapter two hundred and nineteen of the Public Laws of nineteen hundred and seventeen, relating to the protection of wild birds.

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

Section 57 of chapter 33 of the revised statutes, as amended 2 by chapter 219 of the Public Laws of 1917, is hereby 3 amended by inserting after the words "fifty-five," in the 4 nineteenth line thereof, the following words: 'Provided, 5 however, that the commissioner of inland fisheries and game 6 shall have authority upon complaint that protected wild birds, 7 under extraordinary conditions, have become seriously in-

8 jurious to agriculture or other interests, in any particular
9 community of the state, after thorough investigation, to grant
10 permits to kill such birds,' so that said section, as amended,
11 shall read as follows:

'Sect. 57. No person shall within the state, kill or catch or
2 have in his or her possession, living or dead, any wild bird,
3 other than a game bird, nor purchase, offer or expose for
4 sale, any such wild bird after it has been killed or caught.
5 No part of the plumage, skin or body of any bird protected
6 by this section shall be sold or had in possession for sale.
7 Nor shall any person take or needlessly destroy the nest or
8 the eggs of any wild bird, nor have such nest or eggs in
9 possession. The English or European house sparrow, the
10 common crow, and the hawks and owls, mud hens (or bit-
11 tern,) kingfishers, loons and blue herons are not included
12 among the birds herein protected; and for the purposes of
13 this chapter the following only shall be considered game
14 birds: The anatidae commonly known as swans, geese,
15 brant, and river and sea ducks; the rallidæ, commonly
16 known as rails, coots, and gallinules; the limicolæ, commonly
17 known as shore birds, plovers, surf birds, snipe, woodcock,
18 sandpipers, tattlers, and curlews; the gallinæ, commonly
19 known as wild turkeys, grouse, prairie chickens, pheasants,
20 partridges and quails. Nothing in this section, however, shall
21 be construed to affect in any way the protection of game
22 birds as provided in sections fifty-four and fifty-five. Pro-
23 vided, however, that the commissioner of inland fisheries and

24 game shall have authority upon complaint that protected
25 wild birds, under extraordinary conditions, have become
26 seriously injurious to agriculture or other interests in any
27 particular community, after thorough investigation, to grant
28 permits to kill such birds. Any person who violates any of
29 the provisions of this section shall pay a fine of five dollars
30 and costs, for each offense, and an additional five dollars for
31 each bird, living or dead, or part of a bird, or nest, or egg
32 possessed in violation of this section, or be imprisoned for
33 ten days.'