

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)

EIGHTH REVISION

THE
REVISED STATUTES

OF THE
STATE OF MAINE

PASSED SEPTEMBER 20, 1944, AND TAKING EFFECT
DECEMBER 30, 1944

VOLUME I



By the Authority of the Legislature

AUGUSTA
KENNEBEC JOURNAL PRINT

the court in such adjoining county is nearer the place where the crime was committed than the court of the county where the offense is alleged to have been committed.

Sec. 150. Certificate of commissioner admissible in evidence. R. S. c. 50, § 27. 1933, c. 2, § 101. Any certificate of the commissioner in regard to the records of his office shall be admissible in evidence in all prosecutions under the provisions of this chapter.

Recovery of Fines and Penalties

Sec. 151. Fines and penalties, how recovered; settlement of offenses; commissioner to report to treasurer of state. R. S. c. 50, §§ 36, 95. 1933, c. 2, § 102. 1943, c. 269, § 7. All fines and penalties under the provisions of this chapter may be recovered by complaint, indictment, or action of debt made or brought in the county where the offense was committed. The action of debt shall be brought in the name of the state. All fines, penalties, and collections under the provisions of this chapter, except when otherwise expressly provided, shall accrue to the commissioner and by him the same shall be paid to the treasurer of state to be added to and made a part of the appropriation for sea and shore fisheries. The commissioner shall report to the treasurer of state the amount of each fine, penalty, and collection itemized, and the name of the party paying the same, which shall be kept on record in the office of the treasurer.

See § 11; c. 9, § 15, re notices on petition to legislature for special legislation relating to fish; c. 33, § 9, re cultivation of fish for purposes of science by commissioner of inland fisheries and game; c. 33, § 28, re use of dynamite or other explosives or any poisonous or stupefying substance, for purpose of destroying or taking fish forbidden; c. 33, § 37, re cultivation of useful fishes by riparian proprietors; c. 111, § 12-15, re trespass on islands in salt water for purposes of hunting thereon. 1919, c. 183, re sea food protective commission.

CHAPTER 35.

MAINE DEVELOPMENT COMMISSION.

Sec. 1. Maine development commission; how constituted. 1933, c. 209, § 1. 1935, c. 190, § 1. 1937, c. 174, § 1. 1943, c. 338, § 1. The Maine development commission, as heretofore established, shall consist of 10 members. Said commission shall be constituted as follows: the commissioner of agriculture, the commissioner of inland fisheries and game, the commissioner of sea and shore fisheries, and 7 other citizens of the state to be appointed by the governor and confirmed by the council. Said official members shall hold office during their respective terms. The other appointments shall be for a term of 3 years.

The commission shall choose one of its members to act as chairman.

Sec. 2. Appropriations; duties of commission. 1933, c. 209, § 2. 1935, c. 190, § 1. 1937, c. 174, § 2. 1943, c. 338, § 2. The sum of \$161,000 is annually appropriated for the purpose of advertising and publicly setting forth and displaying agricultural, industrial, and recreational resources, activities, and attractions of the state. Twenty-five per cent of the total appropriation shall be expended in equal proportions for the purpose of advertising and promoting

the agricultural products of the state, and advertising and promoting the sea and shore fishing products of the state. The commission shall also be empowered to carry on research in relation to the agricultural, industrial, recreational, and natural resources of the state. The commission shall arrange for, authorize, and supervise the expenditure of all money appropriated under the provisions of this section and shall have full authority to execute contracts for the preparation, publication, dissemination, and furnishing of information incidental to the purposes of this chapter. The members of the commission may be recompensed for their expenses incurred in the performance of their duties, but shall not receive any salary. Expenditures authorized by the provisions of this chapter shall be paid for only on vouchers approved by the commission and the state controller.

See 1943, c. 353, re duties regarding post war planning; c. 14, §§ 215, 216, re use of money received from tax on potatoes.

Sec. 3. Unexpended balances. 1933, c. 209, § 3. 1935, c. 190, § 1. 1943, c. 338, § 4. After providing a reserve of \$50,000 for promotional advertising from accumulated unexpended balances, all additional unexpended balances at the end of any fiscal year shall be lapsed.

Sec. 4. Employment and duties of state geologist; appropriation. R. S. c. 49, §§ 49, 50, 51, 52, 53. 1931, c. 250. 1937, cc. 156, 221. 1943, c. 338, §§ 3, 4. The Maine development commission shall employ a state geologist to serve at the pleasure of the commission. The commission shall also employ such assistants as are deemed necessary, subject to the provisions of the personnel law. The state geologist and such assistants shall perform such duties as shall be required of them by law or assigned to them by the commission.

See 1937, c. 157, re Maine state planning board and transfer of equipment to Maine development commission; c. 36, § 1, re Maine mining bureau.

CHAPTER 36.

MAINE MINING BUREAU.

Sec. 1. Mining bureau established. 1941, c. 242. The Maine mining bureau, as heretofore established, shall consist of 3 members, one each from the state department of agriculture and the forestry department, each of whom shall be appointed by the head of his respective department, and the deputy secretary of state. The state geologist, by virtue of his office, shall be the consultant to said bureau. They shall organize with a chairman, and a secretary who shall keep the records of their doings and such data regarding the mines in the state as may be useful.

Sec. 2. Citizens may prospect for minerals. 1935, c. 153. 1941, c. 242. Any citizen of the United States may enter upon any public reserved lots and prospect thereon for gold, silver, or other valuable minerals or metals, being responsible to the state for all damage done thereon, and shall have the right to go upon and across any privately owned lands when it is necessary to get to such lands.

Sec. 3. License; fee. 1935, c. 153. 1941, c. 242. Any person or corporation desiring to carry on mining operations on land owned by the state shall make application to the bureau, accompanied by a report from the state geologist, or