

MAINE STATE LEGISLATURE

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CHAPTER 317

LICENSES GENERALLY

Sec.

2301. Free licenses and permits.

2302. Revocation.

2303. Expiration.

§ 2301. Free licenses and permits

1. Free permits for patients at Veterans Administration Center. The commissioner is authorized to issue free veteran's fishing permits covering groups of mental patients undergoing rehabilitation training at the Veterans Administration Center at Togus. These permits shall be issued on request of the manager of the Veterans Administration Center at Togus, shall be effective while such groups are being conducted by a representative of the Veterans Administration and while such groups are fishing within a 5-mile radius of Togus.

2. Free permits for patients at Pineland Hospital and Training Center. The commissioner is authorized to issue free fishing permits covering groups of patients at the Pineland Hospital and Training Center. These permits shall be issued on request of the Superintendent of the Pineland Hospital and Training Center, shall be effective while such groups are being conducted by a representative of the Pineland Hospital and Training Center and while such groups are fishing within a 25-mile radius of New Gloucester.

1963, c. 279, § 9-A.

3. Licenses for Indians. The commissioner shall issue a hunting, trapping and fishing license to any Indian over the age of 16 years of the Passamaquoddy and Penobscot tribes without any charge or fee, providing the Indian presents a certificate from the Commissioner of Health and Welfare stating that the person described is an Indian and a member of that tribe. For the purpose of this section, an Indian shall be any member on the tribal lists of the Penobscot and Passamaquoddy tribes of Indians. Holders of such licenses shall be subject to all of the laws, rules and regulations of chapters 301 to 335.

1959, c. 268.

4. Employees residing on military bases. A license to hunt or fish shall be issued, at the resident license fee, to any civilian

employee and immediate family, residing on any military or naval post, station or base within the State. Said civilian employee and immediate family, desiring a hunting or fishing license, must present certification from the commander of said military or naval post, station or base or his designated agent, that the person mentioned in the certification is such a civilian employee and immediate family, and has resided on said military or naval post, station or base for a period of 3 months.

Licenses shall be issued by the clerk of the town in which said military or naval post, station or base is situated.

Holders of such licenses shall be subject to all the laws of the State and the rules and regulations of the commissioner regulating hunting and fishing; and for violations of said laws or rules and regulations, such license shall be revoked in the same manner as provided in chapters 301 to 335 for the revocation of hunting and fishing licenses. (1957, c. 124; c. 429, § 42.)

R.S.1954, c. 37, § 39; 1957, c. 124; c. 429, § 42; 1959, c. 268; 1963, c. 279, § 9-A.

§ 2302. Revocation

The commissioner may revoke the license, for one year from the date of conviction, issued to a person to carry on the particular activity in which he was engaged at the time of the violation of sections 2353, 2451 to 2455, 2458, 2462, 2464, 2467 and 2801.

On conviction of any person holding a license or licenses issued under chapters 301 to 335 of the violation of any of the sections of said chapters not mentioned or of any rules or regulations of the commissioner, the commissioner may revoke any license or licenses held by such person for a period of not less than 3 months nor more than one year from the date when notified of said conviction.

Any person whose license or licenses has been revoked under the provisions of the 2nd paragraph of this section may request a hearing by the commissioner, at which hearing all the facts concerning the violation shall be presented and the license or licenses may be reinstated.

The commissioner may suspend licenses held by any person who has appealed from a sentence imposed upon an alleged violation of chapters 301 to 335 or of any rules and regulations adopted by the commissioner pursuant hereto. Such suspension shall apply only to the particular activity in which the licensee was engaged at the time of the alleged violation.

If, at the time of committing a violation of any of the provisions of chapters 301 to 335, the offender shall not be the holder of a license or licenses to conduct the particular activity in which he was engaged at the time of such violation, the commissioner may not issue any license to said person until one year has elapsed from the date of final determination of any complaint or legal proceedings instituted as a result of the violation.

A conviction of a 2nd violation of any of the provisions of chapters 301 to 335 or a violation of any of the rules and regulations of the commissioner may require the commissioner to revoke the license or licenses of such offender for a period of 2 years from the date of the final conviction of the alleged violation.

Clerks of the District Court and clerks of Superior Courts, upon conviction of any person for violation of any of the provisions of chapters 301 to 335, shall immediately forward to the commissioner a transcript of the records of said proceedings with a record of any appeal entered on any judgment or sentence of said court.

R.S.1954, c. 37, § 74; 1963, c. 402, § 73.

§ 2303. Expiration

All licenses and permits issued under chapters 301 to 335 shall expire at midnight on December 31st of the calendar year in which the license or permit was issued, unless the license or permit specifically provides otherwise.

R.S.1954, c. 37, § 142.