

# MAINE STATE LEGISLATURE

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STATE OF MAINE

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REPORT

OF THE

ATTORNEY GENERAL

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for the calendar years

1941--1942

June 26, 1943

Mr. Lucien Lebel,  
City Clerk,  
Lewiston, Maine.

Dear Sir:—

Your letter of June 24th addressed to the Commissioner of Inland Fisheries and Game, relative to poll tax receipts in connection with granting of fishing licenses, has been referred to this office for reply.

Under the provisions of Section 40 (e) of the Biennial Revision of the Inland Fish and Game Laws, a resident is defined as "a citizen of the United States who has been a bona fide resident of this State and actually domiciled here for a period of 3 months next prior to his application for a license." Such a person is entitled to a resident hunting or fishing license.

Subsection (9) of Section 19 of the Biennial Revision reads as follows: "No person required by law to pay a poll tax in this state shall be granted a resident hunting, fishing or combined hunting and fishing license until he shall present a receipt or a certificate that he has paid his poll tax in the town where he resided for the year preceding that for which the license is applied for, or a receipt or a certificate from the taxing authority of that town that he was legally exempted therefrom, or that the tax has been abated."

This provision was intended to effect payment of poll taxes and requires a receipt for the previous year to be presented. It was, however, not intended to effect payment of poll taxes outside the State, and in the opinion of this department would apply only to persons who were required to pay a poll tax in this State during the previous year. A notation on the license stub on the line provided for the date of payment of the previous year's poll tax, to the effect that the licensee was a resident of some other State would seem to be sufficient. You should, of course, satisfy yourself that the individual in question was under no obligation to pay a poll tax in this State during the year previous to that in which he applies for a resident license and also that he meets the requirements set forth in Section 40 (e) indicated above.

Very truly yours,

FRANK A. FARRINGTON  
Deputy Attorney General