

MAINE STATE LEGISLATURE

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July 9, 1945

To Hon. Arthur R. Greenleaf, Commissioner Sea and Shore Fisheries
From Ralph W. Farris, Attorney General

At the request of your chief clerk Mrs. Marshall, I am writing you this memo in regard to the provisions of Chapter 200, P. L. 1945 which relates to the digging or taking of clam worms.

I believe I talked with you about this matter on the telephone some time ago in regard to whether or not when this law becomes effective all persons holding licenses under the present regulations will be required to secure a new license after July 21, 1945.

It is my opinion that the licenses that have been issued under Chapter 28, Resolves of 1937 which directed you to issue regulations providing that

"No person shall take clam worms, blood worms or sand worms from within the tide waters of the state

"Unless such person shall have a license duly issued by the commissioner of sea and shore fisheries for which license no fee shall be charged."

The present law which takes effect July 21, 1945, being Chapter 200, P. L. 1945, supersedes Chapter 28, Resolves of 1937 and all persons who desire to dig or take clam worms must be licensed under Chapter 200, P. L. 1945. Such licenses can be granted or issued only to residents of the State. Whether or not a person is a resident of the State, who applies for a license, is within the discretion of the commissioner.

Ralph W. Farris
Attorney General

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