

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)

ONE - HUNDRED TH LEGISLATURE

Legislative Document

No. 502

H. P. 350

House of Representatives, January 18, 1961

Referred to Committee on Sea and Shore Fisheries. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Tyndale of Kennebunkport.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-ONE

AN ACT Relating to Taking Lobsters by Skin Diving.

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

Sec. 1. R. S., c. 37-A, § 66, amended. The first paragraph of section 66 of chapter 37-A of the Revised Statutes, as enacted by section 1 of chapter 331 of the public laws of 1959, is amended to read as follows:

'It is unlawful for any person to fish for, take or catch any lobsters or crabs in any manner without having a current written license as provided in this section or section 66-A.'

Sec. 2. R. S., c. 37-A, § 66-A, additional. Chapter 37-A of the Revised Statutes, as enacted by section 1 of chapter 331 of the public laws of 1959, is amended by adding a new section to be numbered 66-A, to read as follows:

'**Sec. 66-A. Taking of lobsters by diving, spearing or dipping.** It is unlawful for any person at any time to take from the waters under the jurisdiction of this State any lobster by diving, spearing or dipping, except as otherwise provide.

I. Exception for lobsters taken for home consumption. The taking by diving or dipping of not more than 10 lobsters in any given single day solely for the purpose of home consumption shall be permitted, provided that any persons taking lobsters by this manner shall have a current written license to do so.

II. Sale of lobsters obtained by diving or dipping. The sale of any lobsters obtained by diving, spearing or dipping is expressly prohibited.

III. License requirements. Any person who has been a legal resident of this State for 3 years next prior to the date of his application may apply to the

commissioner for a written license to take lobsters by diving or dipping as as provided.

A veteran of World War II or the Korean War who is honorably separated or retired from active service in the armed forces may apply for a written license to take lobsters by diving or dipping as provided, if he has been a legal resident of this State for at least one year at any time prior to the date of his application.

IV. License fee. The fee for a written license to take lobsters by diving or dipping as provided shall be \$5 which the applicant shall enclose with his application.

V. Penalty. Whoever violates any provision of this section shall be punished by a fine of not less than \$50 nor more than \$1,000 or by imprisonment for not more than 90 days or by both.'