

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 AND SECOND LEGISLATURE

Legislative Document

No. 295

H. P. 228

House of Representatives, January 19, 1965

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

JEROME G. PLANTE, Clerk

Presented by Mr. Baldic of Waterville by request.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-FIVE

AN ACT Relating to Shooting Human Being While Hunting.

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

R. S., T. 12, § 2953, amended. Section 2953 of Title 12 of the Revised Statutes is amended to read as follows:

'Sec. 2953. Shooting human being while hunting; penalty. Whoever, while on a hunting trip or in the pursuit of wild game or game birds, negligently or carelessly shoots and wounds, or kills any human being, shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than 11 months. **For the purposes of this section the terms "negligently" or "carelessly" shall mean that degree of negligence known as ordinary negligence in civil cases, and shall not be deemed to mean gross or culpable negligence.** The hunting license of any such person convicted under this section shall be immediately revoked by the commissioner upon receipt of an attested copy of the court records and such person shall not thereafter be privileged to procure a hunting license. Such license shall not be revoked pending appeal.

Any person whose hunting license has been revoked upon conviction of violating this section may, after the expiration of one year from the date of such revocation, petition the commissioner for restoration of his privilege to procure such a license. The commissioner, after hearing and after his determination that public safety will not be endangered by the restoration to the petitioner of such privilege, may restore the same. If the commissioner disallows such a petition and thereby refuses to grant the restoration of such privilege, the petitioner may appeal to the commissioner's advisory council which, after hearing on said petition, may allow the same and restore such privilege.'