

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 566

H. P. 442

House of Representatives, February 4, 1969

Referred to Committee on Sea and Shore Fisheries. Sent up for concurrence and 1,000 ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mr Hewes of Cape Elizabeth.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Exempting Wholesale Dealers in Certain Instances from Possession of Illegal Length Lobsters.

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

R. S., T. 12, § 3403, sub-§ 3, additional. Section 3403 of Title 12 of the Revised Statutes, as amended, is further amended by adding a new subsection 3, to read as follows:

3. Exception for lobsters received in good faith without knowledge of illegal length. A holder of a Maine wholesale seafood dealers' and processors' license who, in good faith, receives from Canada a shipment of crated lobsters and finds upon uncrating, and without prior knowledge on his part, that lobsters of illegal length are contained therein, shall not be penalized for such possession provided:

- A. That he segregates such lobsters of illegal length from all legal length lobsters; and
- B. Immediately after uncrating of the shipment is finished, notifies the supervisor for the section or any coastal warden, orally, by telephone or by telegram; and
- C. Within 48 hours after receipt of such shipment, reships such lobsters of illegal length, segregated from lobsters of legal length, either back to the shipper in Canada or to a dealer in some state in the United States of America where possession of such lobsters is not illegal. Such reshipment shall be under the supervision of a supervisor or a coastal warden if such supervision or coastal warden appears at the regular place of business of such dealer within 24 hours after such notice, but otherwise shall be completed without supervision.