

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1005

H. P. 743

House of Representatives, February 19, 1971

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Kelley of Machias.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Search by Coastal Wardens.

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

R. S., T. 12, § 4551, sub-§ 1, amended. Subsection 1 of section 4551 of Title 12 of the Revised Statutes, as repealed and replaced by section 8 of chapter 431 of the public laws of 1965, is amended to read as follows:

1. **Authority of coastal wardens.** Any coastal warden in uniform may, if he has probable cause to believe that a violation of the sea and shore fisheries ~~law~~ laws has taken or is taking place, at any time stop any motor vehicle, boat, vessel, airplane or conveyance of any kind for the purpose of arresting or questioning the operator or occupant thereof or for the purpose of searching said motor vehicle, boat, vessel, airplane or conveyance of any kind or to search all buildings, camps and all other places if he has probable cause to believe that a violation of the sea and shore fisheries laws has taken place or is taking place. If the coastal warden has probable cause, he may open and examine all boxes, barrels, packages or other containers and seize any such marine species being held in violation of the sea and shore fisheries laws.

STATEMENT OF FACT

The purpose of this bill is to clarify the search and seizure procedures of the sea and shore fisheries game wardens.