

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)

NEW DRAFT.

Seventy-first Legislature.

HOUSE.

No. 176

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND THREE.

AN ACT to amend chapter 284 of the Public Laws of 1901
relating to Sea and Shore Fisheries.

*Be it enacted by the Senate and House of Representatives in
Legislature assembled, as follows:*

Section 1. Section 21 of chapter 284 of the Public Laws
2 of 1901 is hereby amended by striking out the last sentence
3 thereof and inserting the following sentences: "The posses-
4 sion of mutilated lobsters, cooked or uncooked, shall be prima
5 facie evidence that they are not of the required length.

'All lobsters or parts of lobsters sold for use in this State
7 or for export therefrom must be sold and delivered in the
8 shell under a penalty of twenty dollars for each offense, and
9 whoever ships, buys, gives away, sells or exposes for sale,

10 lobster meat after the same shall have been taken from the
11 shell shall be liable to a penalty of one dollar for each pound
12 of meat so bought, sold, given away, exposed for sale or
13 shipped. Any person or corporation in the business of a
14 common carrier of merchandise, who shall knowingly carry
15 or transport from place to place lobster meat after the same
16 shall have been taken from the shell shall be liable to a pen-
17 alty of fifty dollars upon each conviction thereof. All lob-
18 ster meat so illegally bought, shipped, sold, given away,
19 exposed for sale or transported shall be liable to seizure and
20 may be confiscated.

‘Nothing contained herein, shall be held to prohibit the sale’
22 of lobsters that have been legally canned,’ so that said section
23 as amended shall read as follows:

‘Sect. 21. It is unlawful to catch, buy or sell, give away or
25 expose for sale, or possess for any purpose any lobster less
26 than ten and one-half inches in length, alive or dead, cooked
27 or uncooked, measured in manner as follows: taking the
28 length of the back of the lobster, measured from the bone
29 of the nose to the end of the bone of the middle flipper of
30 the tail, the length to be taken in a gauge with a cleat upon
31 each end of the same, measuring ten and one-half inches
32 between said cleats, with the lobster laid and extended upon
33 its back the natural length upon the gauge, without stretch-
34 ing or pulling, and any lobster shorter than the prescribed
35 length when caught shall be liberated alive at the risk and
36 cost of the parties taking them, under a penalty of one dollar
37 for each lobster so caught, bought, sold, exposed for sale or
38 in possession. The possession of mutilated lobsters, cooked
39 or uncooked, shall be prima facie evidence that they are not
40 of the required length.

‘All lobsters or parts of lobsters sold for use in this State
42 or for export therefrom must be sold and delivered in the
43 shell under a penalty of twenty dollars for each offense, and

44 whoever ships, buys, sells, gives away or exposes for sale,
45 lobster meat after the same shall have been taken from the
46 shell shall be liable to a penalty of one dollar for each pound
47 of meat so bought, sold, exposed for sale, given away or
48 shipped. Any person or corporation in the business of a
49 common carrier of merchandise, who shall knowingly carry
50 or transport from place to place lobster meat after the same
51 shall have been taken from the shell shall be liable to a pen-
52 alty of fifty dollars upon each conviction thereof. All lob-
53 ster meat so illegally bought, shipped, sold, given away,
54 exposed for sale or transported shall be liable to seizure and
55 may be confiscated.

‘Nothing contained herein shall be held to prohibit the sale
57 of lobsters that have been legally canned.’

Sect. 2. Section twenty-three is hereby amended so that
2 said section, as amended, shall read as follows:

‘It shall be unlawful to can, lobsters less than ten and one-
4 half inches in length, alive or dead, measured as aforesaid;
5 and for every lobster canned, contrary to the provisions of
6 this section, every person, firm, association or corporation so
7 canning, shall be liable to a penalty of one dollar for every
8 lobster so canned, contrary to the provisions of this section,
9 and a further penalty of three hundred dollars for every day
10 on which such unlawful canning is carried on.’

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

AUGUSTA, February 24, 1903.

Reported by Mr. MILLS of Stonington, from Committee on Shore Fisheries, and ordered printed under joint rules.

W. S. COTTON, *Clerk*