

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

SENATE

NO. 318

In Senate, Feb. 14, 1913.

Presented by Senator Wing of Franklin, and on motion by same Senator laid on the table for printing pending reference to a committee.

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT to provide for a license for residents to hunt wild
birds and wild animals.

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

Section 1. No resident of the state of Maine, except a
2 farmer on his own enclosed farm and the bona fide mem-
3 bers of his family, shall hunt in any manner, at any time,
4 or pursue, take, catch, kill, destroy or have in possession,
5 within the limits of this state, any wild animals or wild
6 birds unless he is licensed so to do as hereinafter provided.

The words "resident of the state of Maine" wherever used
8 in this act shall be construed to mean a citizen of the United
9 States who has been a bona fide resident of the state for

10 a period of six months next prior to his application for a
11 license as provided for in this act.

Provided, also, that a farmer who hunts, in any manner,
13 or pursues, takes, catches, kills, destroys or has in posses-
14 sion any wild animals or wild birds, on his own enclosed
15 farm, and the bona fide members of his family, shall pro-
16 cure a license therefor, paying therefor the sum of ten
17 cents as agent's fee, said licensee to be subject to all other
18 provisions of this act, except a farmer may kill, catch, de-
19 stroy and have in possession without a license all hawks,
20 crows, owls, foxes, skunks, or other wild animals or wild
21 birds found destroying his poultry.

Sect. 2. The clerk of any town, organized plantation, or
2 city within the state, or any agent appointed by the com-
3 missioners of inland fisheries and game, upon written ap-
4 plication of any citizen of the United States who is a bona
5 fide resident of this state, and upon the payment by the
6 applicant of a license fee of one dollar, together with the
7 sum of ten cents as a fee for issuing such license, the same
8 to be retained by the agent issuing the license, may issue
9 to such person a license upon a form to be decided upon
10 and supplied by said commissioners, bearing the name, age,
11 place and residence of the licensee and a description of him
12 as near as may be authorizing the said licensee to hunt and
13 kill such wild birds and wild animals as may be legally
14 hunted, in their respective open seasons and in the manner
15 provided by law, on any lands on which such hunting or

16 killing is not forbidden by law, and such license shall be
17 void after the thirty-first day of December next succeeding
18 its issuance.

Such license shall authorize the hunting or killing of game
20 and game birds only under such restrictions and for such
21 purposes as are imposed or authorized by law.

No such license shall be transferable or be valid unless
23 the signature of the person to whom it is issued is written
24 thereon in ink or be any protection except to the person to
25 whom it was issued and therein named, and while in his
26 actual possession, and any transfer or alteration of a license
27 shall render the same void, and every such person shall at
28 all times while hunting carry his license with him, and shall
29 present the same for inspection to any of the commissioners
30 of inland fisheries and game, or any inland fish and game
31 warden or deputy warden or any other officer authorized
32 to serve process. Failure or refusal to produce such license
33 upon such request shall constitute a violation of this act.

No such license shall be granted to any person under 16
35 years of age unless the written consent of parents or guard-
36 ian is attached to the application for license.

Every person licensed by virtue of this act shall, on or
38 before December thirty-first of each year, on blanks to be
39 furnished by the commissioners of inland fisheries and game,
40 report to said commissioners the number of each variety
41 of protected wild birds and wild animals killed by him
42 during the year, and such other useful information relative

43 to inland fish and game as the commissioners may deem of
44 importance to the state.

Sect. 3. In addition to the laws now in force regulating
2 the transportation of game and game birds by residents of
3 this state, it shall be unlawful for any resident of the state
4 of Maine to offer for transportation to any person, trans-
5 portation company, railroad company, express company,
6 corporation, boat or other common carrier, or to any agent,
7 servant or employee thereof, or to transport any game or
8 game birds or any other wild animals or wild birds unless
9 he shall have in his possession and exhibits at the time a
10 hunting license duly issued to him under the provisions of
11 law.

Sect. 4. Any person, transportation company, railroad
2 company, express company, corporation, boat or other com-
3 mon carrier, or any agent, servant or employee thereof,
4 before receiving for shipment or transportation or shipping
5 or transporting any game or game birds or any other wild
6 animals or wild birds for a resident of the state of Maine,
7 must ascertain if the person offering such animals or birds
8 for shipment is in possession of a hunter's license duly
9 issued to him covering the period when such shipment is
10 offered.

Whoever violates any provisions of this section shall be
12 punished by a fine of not less than \$25 and costs nor more
13 than one hundred dollars and costs for each offense.

Sect. 5. The possession of any firearm or firearms in the
2 fields or forests or on the waters of the state or upon the
3 ice of the same by a resident of the state of Maine, unless
4 the person having the same in possession has in his posses-
5 sion a hunter's license duly issued to him covering the
6 period such firearm or firearms are found in his possession,
7 shall be prima facie evidence of hunting without a license.

Sect. 6. Whoever violates any of the provisions of sec-
2 tions one, two, three or five of this act, or who shall furnish
3 to another person, or permits another person to have or
4 use, a hunting license issued to him, or shall change or
5 alter the same in any manner, or who has or uses any
6 license issued to any other person, or who refuses or neg-
7 lects to file a report as provided in section 2 of this act,
8 or any registered guide who guides any resident of this
9 state who has not procured a hunting license covering the
10 period when such guiding is done, shall be punished by a
11 fine of not less than \$25 nor more than \$100 and costs of
12 prosecutions for each offense, and stand committed to jail
13 until such fine and costs are paid, but such imprisonment
14 shall not exceed 50 days for each offense. Every day this
15 act or any of its provisions is violated shall constitute a
16 separate and distinct offense.

Sect. 7. All license fees collected by virtue of this act
2 shall be paid to the State Treasurer, the same to be expended
3 from time to time by said Commissioners of Inland Fish-
4 eries and Game, upon approval of the Governor and Coun-

5 cil, for the operation of the fish hatcheries and feeding sta-
6 tions of the State, for the protection of fish, and the pro-
7 tection and propagation of game and birds.

Sect. 8. If the holder of a license violates any of the in-
2 land fish and game laws said license shall be revoked by said
3 commissioners of Inland Fisheries and Game at their discre-
4 tion, and no new license shall be issued for a period of one
5 year thereafter to any such person.

The commissioners may refuse to grant a hunter's license
7 to any resident of the State of Maine whom they deem unfit
8 to hold such a license.

Sect. 9. Each town or city, or organized plantation clerk
2 within the State and each agent appointed by the Commis-
3 sioners of Inland Fisheries and Game to issue resident li-
4 censes as provided in this act, shall, on the last day of each
5 month, forward to said Commissioners of Inland Fisheries
6 and Game, at Augusta, Me., the amount received, if any,
7 for resident hunting licenses issued during the month, to-
8 gether with the application and stub of each of such resident
9 hunting licenses issued.

Any person who shall neglect or refuse for more than thir-
11 ty days to pay for licenses issued as provided herein, shall
12 be punished by a fine of not less than \$50 nor more than
13 \$100 and costs for each offense.

Sect. 10. Nothing contained in this act shall authorize the
2 hunting, pursuing, taking, catching, killing, destroying, hav-

3 ing in possession or transportaing of any wild animals or
4 wild birds contrary to the laws now in force or hereinafter
5 enacted.