

# MAINE STATE LEGISLATURE

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**SEVENTY-SEVENTH LEGISLATURE**

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**HOUSE**

**NO. 45**

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*In House of Representatives, Jan. 29, 1915.*

*Ordered, That one thousand copies be printed and that the same be referred to the Committee on Inland Fisheries and Game.*

*Committee on Reference.*

*Presented by Mr. McCarty of Lewiston.*

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**STATE OF MAINE**

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**IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND FIFTEEN**

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**AN ACT to provide for a resident hunter's license.**

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

Section 1. No resident of this state shall hunt in any  
2 manner, at any time, or pursue, take, catch, kill, destroy or  
3 have in possession, within the limits of this state, any wild  
4 animals or wild birds without having first procured a license  
5 therefor as hereinafter provided, and then only during the  
6 respective seasons when it shall be lawful, and subject to  
7 all other provisions of chapter 32 of the revised statutes  
8 as amended by chapter 206 of the public laws of 1913;  
9 provided, that nothing in this act shall be construed as affect-

10 ing the right of a bona fide resident of this state, or his im-  
11 mediate family, to hunt without such license on land owned  
12 by him or on land leased by him and on which he is actually  
13 domiciled, and which land is used exclusively for agricul-  
14 tural purposes, nor as affecting in any way the provisions  
15 of the statutes relating to trespass, nor shall the possession  
16 of such license grant or confer any privilege not enjoyed  
17 prior to the passage of this act.

The words "resident of this state" wherever used in this  
19 act shall be construed to mean any person not subject to  
20 the provisions of section 55 of chapter 32 of the revised  
21 statutes, as amended, who has been a bona fide resident of  
22 this state for a period of six months next prior to his appli-  
23 cation for a license as provided for in this act.

Sect. 2. Any resident of this state may make written  
2 application to the clerk of the city, town or plantation in  
3 which such resident resides, and such city, town or plan-  
4 tation clerk, after having satisfied himself that the applicant  
5 is a bona fide resident of said city, town or plantation, and  
6 upon the payment by such applicant of a license fee of one  
7 dollar and a recording fee of fifteen cents, shall issue to  
8 such applicant a license in the form prescribed and upon  
9 blanks furnished by the commissioners of inland fisheries  
10 and game, which license shall bear the name, age, occu-  
11 pation, place of residence, and an identifying description of  
12 the licensee, and shall authorize the person so licensed to

13 hunt and kill such wild birds and wild animals as may be  
14 legally hunted in their respective open seasons and in the  
15 manner provided by law on any lands on which hunting or  
16 killing is not forbidden by law.

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

Sect. 3. Each license issued under the provisions of this  
2 act shall be valid until January first next following the date  
3 of issue; such license shall not be transferable, and shall  
4 not be valid unless the signature of the person to whom it  
5 was issued is written thereon in ink.

Every person holding a license by virtue of this act shall,  
7 at all times, while hunting, have such license on his person,  
8 and shall exhibit the same for inspection to any inland fish  
9 and game warden or any other officer requesting to see the  
10 same. Failure to produce such license upon such request  
11 shall constitute a violation of this act.

No such license shall be granted to any person under six-  
13 teen years of age unless the written consent of parents or  
14 guardian is attached to the application for license.

Every person holding a license by virtue of this act shall,  
16 on or before December thirty-first of each year, on blanks  
17 to be furnished by the commissioners of inland fisheries and  
18 game, report to said commissioners the number of each  
19 variety of protected wild birds and wild animals killed by  
20 him during the year, and such other useful information

21 relative to inland fish and game as the commissioners may  
22 deem of importance to the state.

Sect. 4. It shall be unlawful for any resident of this state  
2 to offer for transportation, in accordance with the provisions  
3 of sections 32, 33, 37, and 43, of chapter 32 of the revised  
4 statutes, as amended by chapter 206 of the public laws of  
5 1913, to any person, company or corporation or to any agent,  
6 servant or employee thereof, or to transport any game or  
7 game birds or any other wild animals or wild birds, unless  
8 he shall have in his possession at the time a hunting license  
9 duly issued to him under the provisions of this act.

Sect. 5. It shall be unlawful for any person, company or  
2 corporation or for any agent, servant or employee thereof  
3 to accept for transportation, from a resident of this state,  
4 any game or game birds or any other wild animals or wild  
5 birds, without first ascertaining the fact that the person  
6 offering such game, game birds or other wild animal or  
7 birds is in possession of a hunting license duly issued to  
8 him covering the period when such shipment is offered for  
9 transportation.

Sect. 6. Any resident of this state who is actually domi-  
2 ciled in an unorganized place, may make written application  
3 to the clerk of the nearest town or organized plantation, and  
4 such town or plantation clerk, after having satisfied himself  
5 that such applicant is a bona fide resident of the unorgan-  
6 ized place set forth in said application and upon the pay-

7 ment of a fee of one dollar and a recording fee of fifteen  
8 cents, shall issue to such applicant a license in the form  
9 prescribed in section 2 of this act, which license shall be  
10 subject to the same conditions and restrictions as licenses  
11 issued in accordance with section 2 of this act.

Sect. 7. Every city, town and plantation clerk shall keep  
2 a record of all such licenses issued by him, which record  
3 shall be open to inspection by any inland fish and game  
4 warden or any other officer authorized to serve process, and  
5 such clerk shall, on the first Monday in every month, for-  
6 ward to the commissioners of inland fisheries and game the  
7 amount received, if any, for hunting licenses issued during  
8 the preceding month together with the application and stub  
9 of each hunting license issued.

Any city, town or plantation clerk who shall neglect or  
11 refuse to carry out the provisions of this section or to remit  
12 for hunting licenses issued by virtue of this act within a  
13 period of thirty days from the first Monday of each month  
14 shall be punished by a fine of not less than twenty-five dol-  
15 lars nor more than fifty dollars and costs for each offence.

Sect. 8. All license fees collected by virtue of this act  
2 shall be paid by the commissioners of inland fisheries and  
3 game to the state treasurer and shall be set apart as a fund  
4 to be expended by said commissioners, with the approval  
5 of the governor and council, for the propagation, preserva-  
6 tion, and protection of inland fish and game in this state,

7 and said commissioners are hereby authorized to receive and  
8 expend said moneys in the manner and for the purposes  
9 hereinbefore provided; provided, however, that in case of  
10 a failure to convict in any prosecution for violation of any  
11 of the provisions of this act, the costs of said prosecution  
12 shall be paid out of the fund created by this act.

Sect. 9. The possession of any firearm in the fields or  
2 forests or on the waters or ice of the state by a resident of  
3 this state, unless the person having such firearm in posses-  
4 sion has in his possession a hunting license duly issued to  
5 him and covering the period such firearm is found in his  
6 possession shall be prima facie evidence of hunting without  
7 a license.

Sect. 10. Any person who violates any of the provisions  
2 of section one, two, three, four, five or six of this act, or  
3 who permits another person to have or use a hunting license  
4 issued to him, or who shall change or alter the same in any  
5 manner, or who has or uses any license issued to another  
6 person, or who refuses or neglects to file a report as pro-  
7 vided in section three of this act, or who shall guide a resi-  
8 dent of this state while hunting, who has not a hunting  
9 license as provided herein, shall be punished by a fine of  
10 not less than ten dollars nor more than thirty dollars and  
11 costs of prosecution for each offence.

Sect. 11. If the holder of a license issued by virtue of this  
2 act violates any of the inland fish and game laws said license

3 shall be revoked by the commissioners of inland fisheries and  
4 game, at their discretion, and no new license shall be issued  
5 for a period of one year thereafter to such person.

Sect. 12. Nothing contained in this act shall authorize  
2 the hunting, pursuing, taking, catching, killing, destroying,  
3 having in possession, or transporting any wild animals or  
4 wild birds contrary to the laws now in force or hereafter  
5 enacted.