

# MAINE STATE LEGISLATURE

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SEVENTY-SEVENTH LEGISLATURE

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SENATE

NO. 436

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*In Senate, March 26, 1915.*

*Came from the House read and adopted and on motion by Sen. Boynton tabled, pending adoption in concurrence, and ordered printed and especially assigned for Tuesday, March 30.*

*W. E. LAWRY, Secretary.*

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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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House Amendment "A" to House Document No. 895.

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Section 1 is hereby amended as follows:

Strike out the words "one-eighth," in the 5th line, and insert the words 'one-half'; strike out the words "five and seven-eighths," in the 10th line, and insert the word 'six'; so that said section, as amended, shall read as follows:

'Section 1. That the words "three-fourths," in section seventeen of chapter 41 of the revised statutes of 1903, as amended by chapter 49 of the public laws of 1907 and chapter 67 of the public laws of 1909, be stricken out and the words 'one-half' be inserted in the place thereof; that there

11 be inserted after the words "end of body shell," in said sec-  
12 tion, the following: 'Neither shall any person buy, sell, give  
13 away, expose for sale or possess for any purpose any lob-  
14 ster caught in the waters off the shores of this state more  
15 than six inches in length, measured as aforesaid. And any  
16 lobster measuring five inches or more, measured as afore-  
17 said, having the bone of the nose, or any part thereof,  
18 broken off, shall be deemed to be an illegal lobster, unless  
19 the same can be freely passed through an inflexible and  
20 rigid circular metal ring three and three-eighths inches in  
21 diameter': that there be inserted after the word "shorter,"  
22 in the next line of said section, the words 'or longer': and  
23 that the word "so," between the words "lobster" and  
24 "caught" be stricken out, and that there shall be inserted  
25 after the word "caught" the following: 'measuring less than  
26 the prescribed length, and five dollars for each lobster  
27 caught measuring more than the prescribed length': that  
28 there be inserted after the word "possession," at the end  
29 of the sentence amended as above, the words 'contrary to  
30 the provisions hereof': so that said section, as amended,  
31 shall read as follows:

'Sect. 17. No person shall buy or sell, give away or ex-  
33 pose for sale or possess for any purpose any lobster less  
34 than four and one-half inches in length, alive or dead,  
35 cooked or uncooked, measured in manner as follows: Tak-  
36 ing the length of the back of the lobster, measured from  
37 the end of the bone of the nose to the center of the rear end

38 of the body shell. Neither shall any person buy, sell, give  
39 away, expose for sale or possess for any purpose any lob-  
40 ster caught in the waters off the shores of this state more  
41 than six inches in length, measured as aforesaid; and any  
42 lobster measuring five inches or more, measured as afore-  
43 said, having the bone of the nose, or any part thereof,  
44 broken off, shall be deemed to be an illegal lobster, unless  
45 the same can be freely passed through an inflexible and rigid  
46 circular metal ring three and three-eighths inches in diam-  
47 eter; and any lobster shorter or longer than the prescribed  
48 length when caught shall be immediately liberated alive at  
49 the risk and cost of the parties taking them, under a penalty  
50 of one dollar for each lobster caught measuring less than  
51 the prescribed length, and five dollars for each lobster  
52 caught measuring more than the prescribed length, bought,  
53 sold, given away, exposed for sale or in possession con-  
54 trary to the provisions hereof. The possession of mutilated  
55 lobsters, cooked or uncooked, shall be prima facie evidence  
56 that they are not of the required length. All lobsters, or  
57 parts of lobsters, sold for use in this state, or for export  
58 therefrom, must be sold and delivered in the shell, under  
59 a penalty of twenty dollars for each offense, and whoever  
60 ships, transports, carries, buys, gives away, sells or exposes  
61 for sale lobster meat, after the same shall have been taken  
62 from the shell, shall be liable to a penalty of one dollar for  
63 each pound of meat so shipped, transported, carried,  
64 bought, given away, sold or exposed for sale. Any person

65 or corporation in the business of a common carrier of mer-  
66 chandise who shall knowingly carry or transport from place  
67 to place lobster meat, after the same shall have been taken  
68 from the shell, shall be liable to a penalty of fifty dollars  
69 upon each conviction thereof. All lobster meat so illegally  
70 shipped, transported, carried, bought, given away, sold or  
71 exposed for sale shall be liable to seizure, and may be con-  
72 fiscated. Nothing contained herein shall be held to prohibit  
73 the sale of lobsters that have been legally canned.'

Section 2 is hereby amended as follows:

Strike out the words "one-eighth," in the 29th line, and  
76 insert the words 'one-half'; strike out the words "five and  
77 seven-eighths," in the 36th line, and insert the word 'six';  
78 so that said section, as amended, shall read as follows:

'Sect. 2. That the words "three-fourths," in section twen-  
80 ty of chapter forty-one of the revised statutes of 1903,  
81 amended by public laws of 1909, chapter 65, be stricken  
82 out and the words 'one-half' be inserted; and that after the  
83 words "inches in length," in said section, the following  
84 words be inserted, 'nor more than six inches in length'; so  
85 that the aforesaid section twenty shall read as follows:

'Sect. 20. No person shall can lobsters less than four and  
87 one-half inches in length nor more than six inches in length,  
88 alive or dead, measured in accordance with section seven-  
89 teen of chapter forty-one of the revised statutes as amend-  
90 ed by chapter forty-nine of the public laws of 1907; and  
91 for every lobster canned contrary to the provisions of this

92 section, every person, firm, association or corporation so  
93 canning shall be liable to a penalty of one dollar for every  
94 lobster so canned contrary to the provisions of this section,  
95 and a further penalty of three hundred dollars for every  
96 day on which such unlawful canning is carried on.'