

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)

SEVENTY-EIGHTH LEGISLATURE

HOUSE

NO. 83

House of Representatives, Feb. 1, 1917.

Referred to Committee on Inland Fisheries and Game, and fifteen hundred copies ordered printed. Sent up for concurrence.

W. R. ROIX, Clerk.

Presented by Mr. Flint of Monson.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND SEVENTEEN

AN ACT to provide for a non-resident fishing license.

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

Section 1. Persons not bona fide residents of the state,
2 and actually domiciled therein, except children under twelve
3 years of age, shall not fish for, take, catch or kill any kind of
4 fish at any time in any of the inland waters of the state, or
5 have the same or any part thereof in possession, without first
6 having procured a license therefor as herinafter provided.

Such licenses shall be of such form and style as may be

2 prescribed by the Commissioners of Inland Fisheries and
3 Game, and shall be issued by town clerks and other agents
4 appointed by said commissioners under such regulations as
5 may be established by said commissioners, upon application
6 in writing on blanks to be furnished by said commissioners
7 and payment of a fee of two dollars and fifteen cents.

Sect. 2. All licenses issued by virtue of this Act shall
2 expire with the calendar year in which issued and shall
3 entitle the purchaser thereof to take fish in the inland waters
4 of this state and transport the same during the period
5 covered by said license in accordance with the laws of the
6 state. The purchaser of a license to fish by virtue of this Act
7 may offer for transportation and have transported in
8 accordance with the provisions of Chapter thirty-three of the
9 Revised Statutes (1916) fish which he has legally in
10 possession by exhibiting his license to the agent of a trans-
11 portation company, who shall endorse upon the back
12 thereof, in ink, the name of the station from which said
13 shipment is made, the date of shipment, the destination and
14 weight of each kind of fish shipped, and such shipment shall
15 have affixed thereto a tag plainly marked with the name and
16 address of the shipper, the license number and the kind and
17 weight of such fish. If a license is presented with a con-
18 signment of fish and the endorsement on such license shows
19 that the holder of the license is not authorized by law to offer
20 such fish for shipment, such agent shall refuse to accept the
21 same for shipment.

Sect. 3. The Commissioners of Inland Fisheries and
2 Game may temporarily revoke any license issued by virtue of
3 this Act when the holder thereof is suspected of having
4 violated any of the inland fish and game laws of this state
5 and if the holder is convicted of a violation of the inland fish
6 and game laws of the state his license may be fully revoked
7 and another license shall not be issued to such person until
8 after a year from the time of revocation except upon written
9 consent of the Commissioners of Inland Fisheries and
10 Game.

Sect. 4. No person to whom a license has been issued as
2 herein provided, shall fish for, take, catch, kill, have in
3 possession, transport or offer for transportation any inland
4 fish unless at the time of such fishing for, taking, catching,
5 killing, having in possession, transporting or offering for
6 transportation inland fish such person has such license on his
7 person. Such person shall exhibit such license, on demand,
8 to any officer authorized to enforce the inland fish and game
9 laws.

Sect. 5. Every town clerk or agent appointed to issue
2 licenses as provided in this Act shall on the first Monday of
3 each month forward to the Commissioners of Inland
4 Fisheries and Game the amount received, if any, for such
5 licenses issued during the preceding month, less a recording
6 fee of fifteen cents for each license issued, together with the
7 application for and stub of each license issued.

Any town clerk or agent appointed to issue licenses by

2 virtue of this Act who shall neglect or refuse to issue such
3 licenses under regulations established by the Commissioners
4 of Inland Fisheries and Game, or to remit for licenses
5 issued by virtue of this Act within a period of thirty days
6 from the first Monday of each month shall be punished by a
7 fine of not less than twenty-five dollars nor more than fifty
8 dollars and costs for each offense.

Sect. 6. 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
4 fund to be expended by said commissioners, with the
5 approval of the Governor and Council, for the propagation
6 and protection of inland fish in this state, and said commis-
7 sioners are hereby authorized to receive and expend said
8 moneys in the manner and purposes as herein specified;
9 provided, however, that in case of a failure to convict in any
10 prosecution for any violation of any provision of this Act,
11 the costs of said prosecution shall be paid out of the fund
12 created by this Act.

Sect. 7. The possession of any fishing tackle in the fields
2 or forests or on the waters or ice of the state by any non-
3 resident required to be licensed by virtue of this Act, unless
4 the person having such fishing tackle in possession has in his
5 possession a fishing license, as herein provided, duly issued to
6 him and covering the period the fishing tackle is found in his
7 possession, shall be prima facie evidence of fishing in
8 violation of this Act.

Sect. 8. Whoever violates any provision of Section 1, 2, 2
4, or 7 of this Act, or who shall furnish to another person or
3 permits another person to have or use any license issued to
4 him, or changes or alters the same in any manner, or who has
5 or uses any license issued to another person, or whoever
6 knowingly guides any non-resident for inland fishing who has
7 not a license for fishing as herein provided, shall pay a fine of
8 not less than ten or more than thirty dollars and costs for
9 each offense and one dollar additional for each fish taken,
10 caught, killed, had in possession or transported in violation of
11 any provision of this Act.

Sect. 9. The provisions of this Act shall not apply to the
2 taking or transportation of fish under the provisions of
3 Section twenty-seven of Chapter thirty-three of the Revised
4 Statutes (1916).