

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-EIGHTH LEGISLATURE

HOUSE

NO. 501

House of Representatives, March 7, 1917.

Printed under joint rules.

W. R. ROIX, Clerk.

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, and
2 actually domiciled therein, except children under fourteen
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 part thereof in possession, without first
6 having procured a license therefor as hereinafter 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 expire
2 with the calendar year in which issued and shall entitle the
3 purchaser thereof to take fish in the inland waters of this
4 state and transport the same during the period covered by
5 said license in accordance with the laws of the state. The
6 purchaser of a license to fish by virtue of this act may offer
7 for transportation and have transported in accordance with
8 the provisions of Chapter thirty-three of the Revised Statutes
9 (1916) fish which he has legally in possession by exhibiting
10 his license to the agent of a transportation company, who
11 shall endorse upon the back thereof, in ink, the name of the
12 station from which said shipment is made, the date of ship-
13 ment, the destination and weight of each kind of fish shipped,
14 and such shipment shall have affixed thereto a tag plainly
15 marked with the name and address of the shipper, the license
16 number and the kind and weight of such fish. If a license
17 is presented with a consignment of fish and the endorsement
18 on such license shows that the holder of the license is not
19 authorized by law to offer such fish for shipment, such agent
20 shall refuse to accept the same for shipment.

Sect. 3. The Commissioners of Inland Fisheries and Game
2 may temporarily revoke any license issued by virtue of this
3 act when the holder thereof is charged with having violated

4 any of the inland fish and game laws of this state, and if the
5 holder is convicted of a violation of the inland fish and game
6 laws of the state his license may be fully revoked and an-
7 other license shall not be issued to such person until after a
8 year from the time of revocation except upon written consent
9 of the Commissioners of Inland Fisheries and 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 li-
2 censes as provided in this act shall on the first Monday of
3 each month forward to the Commissioners of Inland Fisher-
4 ies and Game the amount received, if any, for such licenses
5 issued during the preceding month, less a recording fee of
6 fifteen cents for each license issued together with the appli-
7 cation for and stub of each license issued.

Any town clerk or agent appointed to issue licenses by vir-
2 tue of this act who shall neglect or refuse to issue such li-
3 censes under regulations established by the Commisioners
4 of Inland Fisheries and Game, or who shall neglect or refuse
5 to remit for license issued by virtue of this act within a

6 period of thirty days from the first Monday of each month
7 shall be punished by a fine of not less than twenty-five dol-
8 lars nor more than fifty 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
2 Game to the State Treasurer and shall be set apart as a fund
4 to be expended by said commissioners, with the approval of
5 the Governor and Council, for the propagation and protec-
6 tion of inland fish in this state, and said commissioners are
7 hereby authorized to receive and expend said moneys in the
8 manner and purposes as herein specified; provided, how-
9 ever, that in case of a failure to convict in any prosecution
10 for any violation of any provision of this act, the costs of
11 said prosecution shall be paid out of the fund created by this
12 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
6 to him and covering the period the fishing tackle is found in
7 his 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

5 has or uses any license issued to another person, or whoever
6 knowingly guides any non-resident for inland fishing who
7 has not a license for fishing as herein provided, shall pay a
8 fine of not less than ten or more than thirty dollars and costs
9 for each offense and one dollar additional for each fish taken,
10 caught, killed, had in possession or transported in violation
11 of 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 sec-
3 tion twenty-seven of chapter thirty-three of the Revised
4 Statutes (1916).