

MAINE STATE LEGISLATURE

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SEVENTY-NINTH LEGISLATURE

HOUSE

NO. 421

House of Representatives, March 14, 1919.

Referred to Committee on Sea and Shore Fisheries and 500
copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Rounds of Portland.

STATE OF MAINE

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

AN ACT to amend Sections thirty-five and thirty-eight of
Chapter forty-five of the Revised Statutes determining the
measurement of Lobsters and establishing a maximum and
minimum length.

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

Section 1. That all of the first sentence of section thirty-
2 five of chapter forty-five, being all of said section to the
3 words "the possession" in the tenth line thereof be stricken
4 out that there be inserted in place of the sentence stricken
5 out the following: 'No person shall buy or sell, give away
6 or expose for sale or possess for any purpose any lobster
7 less than three and one-eighth inches in length or more than

8 four and three-quarters inches in length, alive or dead,
9 cooked or uncooked, measured in manner as follows: Tak-
10 ing the length of the back of the lobster measured from the
11 eye socket to the nearest point of the rear of the body shell.
12 Any lobster shorter or longer than the prescribed length
13 when caught shall be immediately liberated alive at the risk
14 and cost of the persons taking it under penalty of five dol-
15 lars for each lobster so caught, bought, sold, given away or
16 exposed for sale, or in possession,' so that said section as
17 amended shall read as follows:

'Section 1. No person shall buy or sell, give away or
2 expose for sale or possess for any purpose any lobster less
3 than three and one-eighth inches in length or more than four
4 and three-quarters inches in length alive or dead, cooked or
5 uncooked, measured in manner as follows: Taking the
6 length of the back of the lobster measured from the eye
7 socket to the nearest point of the rear end of the body shell.
8 Any lobster shorter or longer than the prescribed length
9 when caught shall be immediately liberated alive at the risk
10 and cost of the **person taking it under a penalty of five**
11 **dollars** for each lobster so caught, bought, sold, given
12 away, or exposed for sale, or in possession. The possession
13 of mutilated lobsters, cooked or uncooked shall be prima
14 facie evidence that they are not of the required length.
15 All lobsters or parts of lobsters sold for use in this state or
16 for export therefrom must be sold and delivered in the shell,
17 under a penalty of twenty dollars for each offense; and

18 whoever ships, transports, carries, buys, gives away, sells
19 or exposes for sale lobster meat after the same shall have
20 been taken from the shell shall be liable to a penalty of one
21 dollar for each pound of meat so shipped, transported, car-
22 ried, bought, given away, sold, or exposed for sale. Any
23 person or corporation in the business of a common carrier
24 of merchandise, who shall knowingly carry or transport
25 from place to place lobster meat after the same shall have
26 been taken from the shell shall be liable to a penalty of fifty
27 dollars upon conviction thereof. All lobster meat so illeg-
28 ally shipped, transported, carried, bought, given away, sold,
29 or exposed for sale shall be liable to seizure and may be
30 confiscated. Nothing contained herein shall be held to pro-
31 hibit the sale of lobsters that have been legally canned.

Sect. 2. Section thirty-eight of chapter forty-five is
2 hereby amended by striking out the words "four and three-
3 quarters inches" in the second and third line and inserting
4 in place thereof the words 'three and one-eighth inches or
5 more than four and three quarters inches' and said section
6 is further amended by striking out the word "one" in the
7 fifth line and inserting in place thereof the word 'five,' so
8 that said section as amended shall read as follows:

'Sect. 2. No person shall can lobsters less than three and
2 one-eighth inches or more than four and three quarters
3 inches in length, alive or dead, measured in accordance with
4 section thirty-five; and for every lobster canned contrary
5 to the provisions of this section, every person, firm, asso-

6 ciation or corporation so canning shall be liable to a pen-
7 alty of five dollars for every lobster so canned, and a
8 further penalty of three hundred dollars for every day on
9 which such unlawful canning is carried on.'