

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY-FIRST LEGISLATURE

HOUSE

NO. 381

House of Representatives, March 14, 1923.

Reported by Mr. Maher from Committee on Judiciary and
ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Lord of South Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-THREE

AN ACT to Amend Section One Hundred Sixteen of Chapter
Four of the Revised Statutes, Pertaining to the Right to
Kill Dogs.

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

Section one hundred sixteen of chapter four is hereby
2 amended by striking out the entire section and inserting
3 in place thereof the following:

'Sect. 116. When dogs may be lawfully killed. Any game
2 warden, sheriff, deputy sheriff or constable may at any
3 time lawfully kill any dog he may find in the act of hunting
4 or chasing moose, caribou or deer, or he may find worry-

5 ing, wounding or killing any domestic animal, when said
6 dog is outside of the enclosure or immediate care of its
7 owner or keeper. Any owner of sheep, or any member of
8 his family, or any person to whom is intrusted the custody
9 of sheep shall have a right to kill any dog attacking any
10 of said sheep. Any person having any evidence of any
11 dog hunting or chasing moose, caribou or deer, or of any
12 dog kept and used for that purpose, or of any dog worry-
13 ing, wounding or killing any domestic animal, when said
14 dog is outside of the enclosure or immediate care of his
15 owner or keeper, may present said evidence to any trial
16 justice or judge or recorder of any municipal court, which
17 said trial justice, judge or recorder shall have power to
18 issue a warrant against the owner of said dog, ordering
19 him to appear before him and show cause why said dog
20 should not be killed; and upon hearing the evidence in
21 said case said court may order said dog killed. Any per-
22 son may lawfully kill a dog which suddenly assaults him
23 or another person when peaceably walking or riding.'