

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY-FIRST LEGISLATURE

HOUSE

NO. 482

House of Representatives, March 27, 1923.

Reported by Mr. Crafts from Committee on Inland Fisheries and Game and ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

STATE OF MAINE

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

AN ACT to Amend Section Thirty-eight of Chapter Two Hundred Nineteen of the Public Laws of Nineteen Hundred Seventeen, as Amended by Chapter Thirty-seven of the Public Laws of Nineteen Hundred Nineteen and as Amended by Chapter One Hundred Seventeen of the Public Laws of Nineteen Twenty-one, Relating to the Protection of Deer.

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

Section thirty-eight of chapter two hundred nineteen of
2 the public laws of nineteen hundred seventeen, as amended
3 by chapter thirty-seven of the public laws of nineteen hun-
4 dred nineteen and as amended by chapter one hundred
5 seventeen of the public laws of nineteen hundred twenty-

6 one, is hereby amended by inserting after the word “Aroos-
7 took” in the second line of said section, the words ‘Hancock
8 and Washington,’ and by striking out the words “September
9 thirtieth” in the third line of said section, and by inserting
10 in place thereof the words ‘October fifteenth,’ and by strik-
11 ing out the words “and in the counties of Hancock and
12 Washington, from December fifteenth of each year to Octo-
13 ber fourteenth of the following year, both days inclusive,”
14 in the fourth, fifth and sixth lines of said section, and by
15 striking out the words “one of which shall be a buck with
16 antlers; provided, however, that a spikehorn deer shall not
17 be considered a deer with antlers; provided, further, that it
18 shall be unlawful for any person to kill, or have in posses-
19 sion, during any open season in one year, more than one
20 female deer, or part or parts thereof,” in the twenty- second,
21 twenty-third, twenty-fourth, twenty-fifth and twenty-sixth
22 lines of said section, and by inserting after the word “An-
23 droscoggin,” in the twenty-eighth line of said section, the
24 words ‘Oxford, Franklin,’ and by striking out all of the
25 second paragraph in said section beginning with the word
26 “provided” and ending with the word “period,” so that said
27 section, as amended, shall read as follows:

‘Sect. 38. There shall be an annual closed season on deer
2 in the counties of Aroostook, Hancock, Washington, Frank-
3 lin, Oxford, Penobscot, Piscataquis and Somerset, from
4 December first of each year to October fifteenth of the
5 following year, both days inclusive; and in the counties of

6 Androscoggin, Cumberland, Kennebec, Knox, Lincoln,
7 Sagadahoc, Waldo and York, from the first day of De-
8 cember of each year to the thirty-first day of October of
9 the following year, both days inclusive (except that on the
10 Island of Mount Desert, and in the town of Deer Isle, and
11 in the town of Stonington, in the county of Hancock, and
12 on Cross Island and on Scotch Island, in the county of
13 Washington, and in Isle au Haut, in the county of Knox,
14 and on Swan Island, in the county of Sagadahoc, and on
15 Kineo Point, and Katahdin Park Game Preserve in the
16 county of Piscataquis, and all other places in the state where
17 hunting is prohibited by law, no deer shall be pursued or
18 killed at any time) during which said closed seasons, except
19 as hereinafter provided, it shall be unlawful to hunt, chase,
20 catch or kill any deer or have in possession any part or
21 parts thereof, whenever or wherever taken, caught or killed;
22 and no person shall during the open seasons above named,
23 except as hereinafter provided, take, catch, kill or have in
24 possession, whenever or wherever taken, caught or killed,
25 more than two deer, or part or parts thereof; and, pro-
26 vided further, it shall be unlawful for any person to hunt,
27 chase, catch or kill, except as hereinafter provided, more
28 than one deer in the counties of Androscoggin, Oxford,
29 Franklin, Cumberland, Kennebec, Knox, Lincoln, Waldo,
30 Sagadahoc and York collectively, or to have in possession
31 more than one deer, or part or parts thereof, taken in all
32 of the last named counties collectively in any one open

33 season. A person lawfully killing a deer in open season,
34 shall have a reasonable time in which to transport the same
35 to his home and may have the same in possession at his
36 home in closed season.

Provided, however, that if a deer is found doing actual,
2 substantial damage to any growing cultivated crops, the
3 cultivator of such crops may kill the deer, and may con-
4 sume said deer in his own family but not otherwise; but
5 he shall not pursue the deer beyond the limits of his culti-
6 vated land in which the damage is being done; provided,
7 further, that whoever kills a deer in accordance with the
8 provisions herein contained shall forthwith give notice in
9 writing to the commissioner of inland fisheries and game,
10 at Augusta, Maine, of the fact of such killing and the
11 character and estimated amount of damage done; whoever
12 fails to give such notice shall in no wise be protected by the
13 provisions hereof. Whoever shall cultivate any crops for
14 the manifest purpose of killing deer under the provisions of
15 this paragraph shall in no wise be protected thereby; and
16 it shall be unlawful to place salt in any place for the purpose
17 of enticing deer thereto. Whoever violates any provision of
18 this section shall pay a fine of not less than fifty dollars,
19 nor more than one hundred dollars, and costs for each
20 offense.'