

# 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)

---

---

**EIGHTY-FIRST LEGISLATURE**

---

---

**SENATE**

**NO. 229**

---

---

In Senate, March 9, 1923.

Reported by Mr. Stevens from Committee on Sea and Shore Fisheries and laid on table to be printed under joint rules.

L. ERNEST THORNTON, Secretary.

Presented by Senator Emery of Washington.

---

---

**STATE OF MAINE**

---

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

---

AN ACT to Amend Section Sixty-seven of Chapter Twenty-two of the Revised Statutes Relative to a Close Time on Scallops.

---

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

Section sixty-seven of chapter twenty-two of the revised statutes is hereby amended by adding thereto the following:

2 statutes is hereby amended by adding thereto the following:  
3 'so much of this section as relates to buying or selling or  
4 exposing for sale or the possession of scallops shall not  
5 apply to scallops taken outside of the waters of the state  
6 of Maine,' so that said section as amended shall read as  
7 follows:

'Sect. 67. Close time on scallops; boat and equipment

2 may be seized and detained; prima facie evidence of viola-  
3 tion. No person shall catch, buy or sell, expose for sale,  
4 give away, or have in his possession for any purpose any  
5 scallops, shelled or in the shell, between the fifteenth day  
6 of April and the first day of November of each year. It  
7 shall be unlawful to ship scallops so taken out of the state.  
8 Whoever violates this section shall be liable to a penalty  
9 of fifty dollars, and in addition shall pay a penalty of five  
10 dollars for each and every gallon or part thereof of shelled  
11 scallops, so bought, sold, exposed for sale, given away or  
12 in his possession; and shall pay the penalty of five dollars  
13 for each one hundred scallops or any part thereof, in the  
14 shell, so bought, sold, exposed for sale, given away or in  
15 his possession; and any boat with its equipment, engaged  
16 and used in such unlawful catching or selling of scallops  
17 may be seized and detained by an officer or warden, not  
18 exceeding twenty-four hours, in order that it may be at-  
19 tached or taken by due process of law, to satisfy any judg-  
20 ment that may be recovered; but said boat and equipment  
21 shall be released at any time on payment and costs legally  
22 due. Scallop gear found on board any boat in close time  
23 shall be prima facie evidence of a violation of this section.  
24 So much of this section as relates to buying or selling or  
25 exposing for sale or the possession of scallops shall not  
26 apply to scallops taken outside of the waters of the state of  
27 Maine.'