

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY - THIRD LEGISLATURE

House Document

No. 285

H. P. 936

House of Representatives, Feb. 25, 1927.

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

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Patterson of Castine.

STATE OF MAINE

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

AN ACT Relating to Close Time on Scallops.

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

Section sixty-seven of chapter forty-five of the revised
2 statutes, as amended by chapter twenty-two of the public
3 laws of nineteen hundred seventeen, as amended by chapter
4 eighty-three of the public laws of nineteen hundred twenty-
5 three, is hereby further amended by adding in the fourth line
6 thereof the words 'or in the waters of Bagaduce River to
7 a point at the mouth of said river marked by a line and
8 bound, extending from Dice's Head in Castine through the
9 southernmost point of Nautilus Island to the Brooksville

10 shore, between the fifteenth day of April and the first day
11 of January next following of each year,' so that said sec-
12 tion, as amended, shall read as follows:

'Sect. 67. No person shall catch, buy or sell, expose for
2 sale, give away, or have in his possession for any purpose,
3 any scallops, shelled or in the shell, between the fifteenth
4 day of April and the first day of November of each year,
5 or in the waters of Bagaduce River to a point at the mouth
6 of said river marked by a line and bound, extending from
7 Dice's Head in Castine through the southernmost point of
8 Nautilus Island to the Brooksville shore, between the fif-
9 teenth day of April and the first day of January next fol-
10 lowing of each year. It shall be unlawful to ship scallops
11 so taken out of the state. Whoever violates this section
12 shall be liable to a penalty of fifty dollars, and in addition
13 shall pay a penalty of five dollars for each and every gallon
14 or part thereof of shelled scallops, so bought, sold, exposed
15 for sale, given away or in his possession; and shall pay a
16 penalty of five dollars for each one hundred scallops or any
17 part thereof, in the shell, so bought, sold, exposed for sale,
18 given away or in his possession; and any boat with its
19 equipment, engaged and used in such unlawful catching or
20 selling of scallops may be seized and detained by an officer or
21 warden, not exceeding twenty-four hours, in order that it
22 may be attached or taken by due process of law, to satisfy
23 any judgment that may be recovered; but said boat and
24 equipment shall be released at any time on payment of pen-

25 alty and costs legally due. Scallop gear found on board
26 any boat in close time shall be prima facie evidence of a
27 violation of this section. So much of this section as relates
28 to buying or selling or exposing for sale or the possession
29 of scallops shall not apply to scallops taken outside of the
30 waters of the state of Maine.'