

MAINE STATE LEGISLATURE

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EIGHTY-FOURTH LEGISLATURE

House Document

No. 542

H. P. 1485 House of Representatives, February 28, 1929.

On motion of Mr. Boynton of South Portland Tabled Pending Reference to a Committee. Tomorrow assigned. 500 copies ordered printed.

Presented by Miss Laughlin of Portland.

STATE OF MAINE

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

AN ACT Relative to Sea and Shore Fisheries Commission.

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

Sections three, four and six of the public laws of nineteen hundred seventeen, as amended by chapter eighty-two of the public laws of nineteen hundred twenty-one are hereby amended by striking out the whole of said sections and by substituting in place thereof the following section, to be numbered section two:

'Sect. 2. *Sea and shore fisheries commission; appointment, qualifications, tenure, removal, vacancies, power, duties, etc.; rules and regulations; penalty for violating same.*

4 The sea and shore fisheries commission shall consist of

5 three persons who shall not all be members of the same
6 political party and who except as hereinafter provided
7 shall be chosen from the two political parties casting the
8 largest number of votes for governor at the last preceding
9 election. They shall be appointed by the governor, with
10 the advice and consent of the council, in successive years
11 upon expiration of the terms of the present commissioners,
12 and each commissioner shall hold office for a term of three
13 years unless sooner removed. Commissioners may at any
14 time be removed from office for cause by the governor with
15 the advice and consent of the council after notice and hear-
16 ing. In case of a vacancy the governor, with the advice
17 and consent of the council, shall appoint a person of the
18 same political party as the retiring commissioner, who shall
19 hold office for the remainder of the unexpired term. The
20 sea and shore fisheries commission shall have general su-
21 pervision of the sea and shore fisheries and shell-fish regu-
22 lated by this chapter. They shall exercise supervision over
23 all the fisheries and their products taken from the tide wa-
24 ters within the state, including the proper enforcement of
25 all laws relating to the catching, packing, curing, manufac-
26 turing, selling, branding, and transportation of all kinds of
27 pickled, salt, smoked, fresh, canned, or frozen shell or other
28 fish. They shall have authority to make rules and regula-
29 tions governing the time, manner and conditions of taking
30 fish, shell-fish, and lobsters and may declare a close time
31 on such varieties and in such localities as they may deter-

32 mine; but such rules and regulations shall be made and
33 such close time declared only after hearing, reasonable no-
34 tice of which shall have been given by publication or other-
35 wise to all parties interested. Rules and regulations so
36 made and close time so declared shall be held to take pre-
37 cedence over any then existing provisions of statute incon-
38 sistent therewith.

Whoever violates the rules and regulations so made or the
2 close time so declared shall be liable to the same fines and
3 penalties as are provided in section twenty of this chapter
4 relating to engaging in the lobster business without a li-
5 cense.'