

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY-FIFTH LEGISLATURE

Legislative Document

No. 887

S. P. 560

In Senate, March 18, 1931.

Reported by Senator Page of Somerset from Committee on Inland Fisheries and Game and laid on Table to be printed under Joint Rules.

ROYDEN V. BROWN, Secretary.

New Draft S. P. 446, L. D. 589.

STATE OF MAINE

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

AN ACT Providing that the Governor may Suspend Open
Season for Hunting and Fishing in Time of Drought.

Whereas, the law authorizing the Governor to suspend the fishing and the hunting season by reason of drought, does not accomplish the intent of its purpose and places a hardship on some localities and camp owners, and

Whereas, the foregoing facts render the passage of this act immediately necessary for the preservation of public peace, health and safety, and constitutes an emergency within the meaning of the Constitution, now therefore,

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

Section 1. Section 38 of Chapter 11, Revised Statutes of Maine for the year 1930 is hereby amended by striking out the same and substituting therefor the following:

'Sec. 38. Whenever, during periods of drought, it shall appear to the Governor that hunting or fishing is likely to be a menace to the forests of the State, he may by proclamation suspend the open season for hunting or fishing for such time and in such sections of the State as he may in such proclamation designate, and prohibit smoking and building fires out of doors in the woods for the same time and sections; provided,

however, that such suspension of open time shall not prohibit fishing from boats or canoes on ponds, lakes, rivers or thoroughfares.'

Sec. 2. Section 39 of Chapter 11, Revised Statutes of Maine for the year 1930 is hereby amended by adding after the word "law" in the eighth line the words 'or who smokes or builds fires out of doors in the woods' so that said section as amended shall read as follows:

'Sec. 39. During the time which shall by such proclamation be made a close season, all provisions of law covering and relating to the close season shall be in force, and a person violating a provision of the same shall be subject to the penalty therein prescribed. Whoever, during the close season fixed by proclamation of the governor, as provided in the preceding section, enters upon the wild lands carrying or having in his possession any firearms; or who catches any fish or shoots any wild animal or bird for which there is no close season otherwise provided by law; or who smokes or builds fires out of doors in the woods, shall be punished by a fine of not less than ten dollars nor more than one hundred dollars and costs for each offense.'

Sec. 3. In view of the emergency cited in the preamble, this act shall take effect when approved.