

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 211**

S. P. 121

In Senate, January 26, 1951.

Referred to Committee on Sea and Shore Fisheries. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary.

Presented by Senator Larrabee of Sagadahoc.

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**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-ONE

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**AN ACT Regulating the Taking of Clams and Quahogs.**

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

**R. S., c. 34, § 90, amended.** The 1st sentence of section 90 of chapter 34 of the revised statutes, as revised, is hereby repealed and the following sentences enacted in place thereof:

**'Whoever takes or has in his possession quahogs or soft-shell clams less than 2 inches in the longest diameter, hereinafter referred to as seed quahogs or seed clams, to the amount of more than 10% of any batch or lot, shall be punished by a fine of not less than \$10, nor more than \$25, for the 1st offense; by a fine of not less than \$20, nor more than \$50, for the 2nd offense; by a fine of not less than \$40, nor more than \$100, for the 3rd offense, and by a fine of \$100 for the 4th and all subsequent offenses. On the 2nd conviction thereof the commissioner may in his discretion suspend the offender's commercial shellfish license issued under the provisions of this chapter for a period not to exceed 1 month; on the 3rd conviction for a period not to exceed 3 months; and on the 4th and subsequent conviction for a period not to exceed 1 year. Provided, however, it shall not be unlawful to take seed quahogs or seed clams or have the same in possession under authority of a permit therefor, which the commissioner is hereby authorized to grant, for replanting in waters or flats within the state or any other purpose.'**