

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

Published by the Secretary of State, agreeably to Resolves of
June 28, 1820, February 18, 1840, and March 16, 1842

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

CHAP. 68

exposed for sale;' by striking out after the word "illegally" in the twenty-fourth line the words "bought, shipped, sold, given away, exposed for sale or transported" and inserting in place thereof the words 'shipped, transported, carried, bought, given away, sold or exposed for sale,' so that said section as amended shall read as follows:

Unlawful to have in possession lobsters less than 4 3-4 inches long.

how measured.

—short lobsters to be liberated.

—possession of mutilated lobsters, evidence.

—must be sold in shell.

—penalty.

—liability of common carriers.

—meat liable to seizure.

—exception.

'Section 17. No person shall buy or sell, give away or expose for sale or possess for any purpose any lobster less than four and three-fourths inches in length, alive or dead, cooked or uncooked, measured in manner as follows: Taking the length of the back of the lobster measured from the end of the bone of the nose to the center of the rear end of the body shell; and any lobster shorter than the prescribed length when caught shall be immediately liberated alive at the risk and cost of the parties taking them, under a penalty of one dollar for each lobster so caught, bought, sold, given away, or exposed for sale or in possession. The possession of mutilated lobsters, cooked or uncooked, shall be prima facie evidence that they are not of the required length. All lobsters or parts of lobsters sold for use in this state or for export therefrom must be sold and delivered in the shell under a penalty of twenty dollars for each offense, and whoever ships, transports, carries, buys, gives away, sells or exposes for sale lobster meat after the same shall have been taken from the shell shall be liable to a penalty of one dollar for each pound of meat so shipped, transported, carried, bought, given away, sold or exposed for sale. Any person or corporation in the business of a common carrier of merchandise, who shall knowingly carry or transport from place to place lobster meat after the same shall have been taken from the shell shall be liable to a penalty of fifty dollars upon each conviction thereof. All lobster meat so illegally shipped, transported, carried, bought, given away, sold or exposed for sale shall be liable to seizure and may be confiscated. Nothing contained herein shall be held to prohibit the sale of lobsters that have been legally canned.'

Approved March 13, 1909.

Chapter 68.

An Act to provide for retiring and pensioning Prison Officers.

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

Officers of state prison may be re-

Section 1. The warden may, with the approval of the governor and council, retire from active prison service and

place upon a pension roll, any officer of the Maine State Prison, who has been employed in the prison service in Maine, with a good record, for the term of thirty years or who, after twenty years of continuous service in said prison, has attained the age of sixty years.

retired and placed on pension roll.

Section 2. The words 'prison service' as used in section one of this act, shall be construed to mean service in the state prison, and an officer of the state prison, shall, for the purpose of this act, be credited with all the time which he has served as an officer, with a good record. The words 'good record' shall be construed to mean that the officer has not been discharged for misconduct from the state prison, or that, if so discharged, it was afterwards found that he was not at fault; and the restoration to duty or reappointment in the prison from which he was discharged shall be sufficient evidence for the exoneration of any officer.

Terms "prison service" and "good record", how construed.

Section 3. An officer who is retired, as provided in this act, shall be allowed a pension equal to one-half the salary he was receiving at the time of his retirement. This pension to be paid from the state treasury.

Pension shall equal one half of salary.

Section 4. Prison officers shall only be retired and pensioned, as provided for in section one of this act, by the recommendation of the warden, which recommendation must be approved by the state board of inspectors of prisons and jails, together with the approval of the governor and council.

Conditions for retirement and pension.

Approved March 13, 1909.

Chapter 69.

An Act to amend Sections one, two, four, five, six, seven, eight, nine, twelve and thirteen of Chapter one hundred and twelve, Public Laws, nineteen hundred and seven, relating to Highways.

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

Section one of said act is hereby amended by inserting after the word "highways" in the second line thereof the words 'or state roads,' so that said section as amended shall read as follows:

Section 1, chapter 112, public laws, 1907, amended.

'Section 1. The objects of this act are to obtain a more uniform system for the permanent improvement of main highways or state roads throughout the state, to secure the co-operation of the municipalities and the state in providing means therefor, and to provide for more efficient and economical expenditure of moneys appropriated for highway construction and repairs.'

Objects of this act.