

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
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

CHAP. 89

lars is hereby appropriated for the year nineteen hundred and nine and a like sum for the year nineteen hundred and ten.

—appropriation.

Section 2. Where the plans and specifications prepared by the state superintendent are not used, all superintending school committees of towns in which new schoolhouses are to be erected, shall make suitable provision for the heating, lighting and ventilating and hygienic conditions of such buildings, and all plans and specifications for any such proposed school building shall be submitted to and approved by the state superintendent of public schools and the state board of health before the same shall be accepted by the superintending school committee or school building committee of the town in which it is proposed to erect such building.

Suitable provision for heating, lighting and ventilating, etc., shall be made.

Section 3. In case no special building committee has been chosen by the town, the superintending school committee shall have charge of the erection or re-construction of any school building, provided that said superintending school committee may, if they see fit, delegate said power and duty to the superintendent of schools.

When school committees shall have charge of construction

Approved March 16, 1909.

Chapter 89.

An Act to prohibit the swelling of Scallop Meats by artificial means.

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

No person shall swell, or expand scallop meats, by artificial means, by the use of fresh water, baking soda, or by any other process. Whosoever violates the provisions of this act, shall be punished by a fine of five dollars for each gallon of scallops so treated. Judges of municipal courts and trial justices shall have jurisdiction of the offense described in this act. Said fine shall be collected by action of debt.

Swelling of scallop meats prohibited.

—penalty.

Approved March 16, 1909.

Chapter 90.

An Act to amend Chapter thirty-two of the Revised Statutes, relating to inland Fisheries and Game and to correct certain clerical errors therein.

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

Section 1. The last three lines of section one of chapter one hundred and fifty-eight of the public laws of nineteen

Part of section 1, chapter 158,

CHAP. 90

public laws
1907,
repealed.

Shall apply
to black
bass.

Close time
for hunting
muskrat.

—penalty.

—exception.

Penalty
for the
illegal
hunting of
beaver.

Loons, open
season for
hunting.

Traps shall
be labeled
with name
of owner.

—penalty.

Transportation of
live fish,
permits for.

—commissioners
may have
newspapers.

hundred and seven, which relates solely to the bedding or feeding of wild ducks, are hereby repealed.

Section 2. The provisions of section twenty-eight of chapter thirty-two of the revised statutes, as amended, relative to the shipment of fish without accompanying the same, shall apply to black bass.

Section 3. There shall be a close season on muskrat, in which it shall be unlawful to hunt, kill or destroy them or have them in possession, or any part thereof, from May first to October fifteenth of each year, under a penalty of ten dollars for each muskrat unlawfully caught, killed, destroyed or had in possession. Provided, however, that on that part of Judkins' meadow, so called, in the town of Prentiss, that overflows with water, from the mouth of Spruce brook on the Madagoodas stream to the Springfield road leading from Springfield to Wytotitlock, by the way of Prentiss, the close time shall be for muskrat from June first to October first following of each year.

Section 4. Whoever at any time kills, hunts, destroys or has in possession any beaver, or part thereof, except as provided by law, shall be punished by a fine of one hundred dollars, and in addition thereto twenty-five dollars for each beaver, or part thereof, caught, killed, destroyed or had in possession in violation of the provisions of this act.

Section 5. So much of section eight of chapter thirty-two of the revised statutes, as amended by section twelve of chapter one hundred and thirty-two of the public laws of nineteen hundred and five, as relates to a close time on loons is hereby repealed.

Section 6. It shall be unlawful for any person to set any trap or traps of any kind for any wild animal without having the trap or traps plainly labeled with his name and address, either by having the same stamped on the trap or on a metal tag firmly attached to the trap. Whoever violates any of the provisions of this section shall be subject to a penalty of one dollar for each trap set and not marked as provided in this section, and the forfeiture of the trap or traps to any person finding the same not marked in accordance with the provisions of this section.

Section 7. The commissioners of inland fisheries and game shall have authority to grant permits to transport live fish taken in the waters of the state beyond the limits of the state for scientific and advertising purposes. They may have at least two daily newspapers published in the state, such as they

may select, for use in their office, to be paid for out of the appropriation for fish hatcheries and feeding stations and from funds received from licenses and fines. They are also authorized to procure the services of attorneys at law to prosecute violations of the fish and game laws, and to pay them a reasonable compensation therefor out of such funds. The annual report of the commissioners of inland fisheries and game shall be printed once in two years.

—may employ attorneys.

—annual report.

Section 8. The close time for fishing in all streams in Franklin county shall be from October first of each year until the ice is out of the stream fished in the following spring, during which close time it shall be unlawful to fish for, take, catch or kill any kind of fish.

Close time for fishing in Franklin county.

Section 9. All acts and parts of acts inconsistent with this act are hereby repealed.

Inconsistent acts repealed.

Section 10. Trial justices, police and municipal courts within their counties shall have, upon complaint, original and concurrent jurisdiction with the supreme and superior courts in all prosecutions under any inland fish and game law.

Court jurisdiction.

Approved March 16, 1909

Chapter 91.

An Act to amend Section twenty-eight of Chapter fifteen of the Revised Statutes, relating to the duties of the Municipal Officers of Towns.

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

Section 1. Paragraph three of section twenty-eight of chapter fifteen is hereby amended by striking out the words "last school year" in line two of said paragraph of said section and inserting in place thereof the words 'preceding fiscal year of the town;' paragraph four of section twenty-eight is hereby amended by adding thereto the words 'at the expiration of the preceding fiscal year of the town;' so that said section, when amended, shall read as follows:

Paragraph 3, section 28, chapter 15, R. S., amended.

Section 28. The assessors or municipal officers of each town, shall, on or before the first day of each May, make to the state superintendent of public schools, a certificate, under oath, embracing the following items:

Annual school returns to state superintendent.

I. The amount voted by the town for the common schools at the preceding annual meeting.

II. The amount of school moneys payable to the town from the state treasury during the year ending with the first day of the preceding April.