

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

STATE OF MAINE

ENACTED BY THE

Seventy-Seventh Legislature

1915

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Seventy-Seventh Legislature

**1915**

[supplied from page 1 of volume]

CHAP. 218 of one hundred dollars and costs, and in addition thereto, two months' imprisonment in the county jail for each offense.

Section 2. No person shall buy, sell, give away or expose for sale, or possess for any purpose, any fish taken by use of dynamite or any poisonous or stupefying substance; and no person while engaged in fishing shall carry in his fishing boat or vessel, any dynamite or other explosives, or any poisonous or stupefying substance. Whoever violates the provision of this section shall be subject to a fine of one hundred dollars and costs, and in addition thereto shall be imprisoned for a term of sixty days.

Shall not possess or sell fish so taken.

—explosives not to be carried in fishing boat.

—penalty.

Approved March 29, 1915.

**Chapter 218.**

An Act to Amend Section Seven of Chapter Fifteen of the Public Laws of Nineteen Hundred Seven, as Amended by Chapter Thirty-four of the Public Laws of Nineteen Hundred Nine, as Further Amended by Chapter Eighty-four of the Public Laws of Nineteen Hundred Eleven, Relating to the Removal of Moth Pests within the Limits of the Highway.

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

Section seven of chapter fifteen of the Public Laws of nineteen hundred seven, as amended by section four of chapter thirty-four of the Public Laws of nineteen hundred nine and by section two of chapter eighty-four of the Public Laws of nineteen hundred eleven, is hereby further amended by striking out the fourth sentence and substituting in place thereof the following: 'Said limit to extend to and include all trees whose branches overhang the highway,' so that said section as amended shall read as follows:

Ch. 15, Sec. 7, P. L. 1907, as amended, further amended.

'Section 7. Should any person in the State suspect the presence of the brown-tail moth or San Jose scale preying upon trees, shrubs or vines in his possession or within his knowledge he shall forthwith notify the Commissioner of Agriculture to that effect; and it shall be the duty of said commissioner to cause the said trees, shrubs or vines to be inspected. If sufficient cause be found the Commissioner of Agriculture shall forthwith notify the municipal officers of the city or town where such pests have been found. Municipal officers thus notified shall immediately cause to be destroyed such of the above named insects in their different stages as may be found within the limits of the public streets and parks; said limit to extend to and include all trees whose branches overhang the highway. Should such municipal officers neglect or fail within

Commissioner of Agriculture to be notified of presence of insects.

Shall notify municipal officers.

—shall cause destruction of insects.

a reasonable time to perform the duties herein imposed upon them, then the Commissioner of Agriculture shall order such city, town or plantation to proceed to destroy the above named insects in accordance with methods to be prescribed by him and to spend such an amount in the above named work as he shall deem necessary.

If any city, town or plantation shall fail to comply with the directions of said commissioner in the performance of said work and the expenditure of such money within the time specified by him, then the Commissioner of Agriculture shall cause the said work to be done and shall charge the actual expense of the same to said city or town; such amount to be collected as a state tax and credited to this appropriation.

Whenever a city, town or plantation is notified by the Commissioner of Agriculture of the presence of the brown-tail moth or San Jose scale, the mayor of each city, the selectmen of each town and the assessors of each plantation shall notify each owner of real estate located therein, requiring him to destroy the above named insects in his orchard and shade trees within a specified time. If the owner fails to destroy the above named insects before the specified time, then the city, town or plantation subject to the approval of the Commissioner of Agriculture, shall destroy them, and shall assess upon such aforesaid real estate the actual cost of so doing, to an amount, however, not exceeding one per cent of the assessed valuation of the above named property. The amount so assessed shall be collected in the form of a tax.

It shall be the duty of the Commissioner of Agriculture to disseminate information concerning the brown-tail and gypsy moths, San Jose scale, and other injurious insects.

Cities and towns may raise the sums necessary to carry out the provisions of this section in the same manner in which money is raised for other necessary municipal purposes.'

Approved March 29, 1915.

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### Chapter 219.

An Act to Protect Agricultural and Horticultural Societies Against Fraud.

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

Whoever shall gain admission to the grounds or buildings of any Agricultural or Horticultural society during the holding of an exhibition, otherwise than by the regular entrance provided, for the purpose of defrauding such society out of the regular entrance fee to such grounds or buildings; or who by fraud,

### CHAP. 219

When municipal officers fails to act, Commissioner shall order insects destroyed.

—actual expense, how paid.

Municipal officers shall notify owners of real estate to destroy insects.

—if owner fails to comply with order.

—amount assessed, how collected.

Penalty for defrauding Agricultural or Horticultural societies by unlawful entrance to grounds.