

MAINE STATE LEGISLATURE

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Acts and Resolves

As Passed by the

Seventy-Ninth Legislature

OF THE

STATE OF MAINE

1919

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As Passed by the Seventy-Ninth Legislature

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places of business, fish and game lawfully caught or killed in open time, for the sole purpose of preparing and mounting the same; and such fish and game, or parts thereof, may be transported to such licensee and retained by him for the purposes aforesaid, under such rules, restrictions and limitations as shall, from time to time, be made by said commissioner. Such licenses may be revoked by said commissioner, at any time after notice and an opportunity for a hearing; each person so licensed shall, on or before the twentieth day of December of each year, make a detailed report to said commissioner of all they have done during the year by virtue of such license; every licensee or common carrier violating any provision of this chapter, or any of the rules, restrictions, or limitations made by said commissioner in accordance with the provisions of this section, shall pay a fine of not less than twenty, nor more than fifty dollars and costs for each offense.'

Approved March 12, 1919.

Chapter 61.

An Act to Amend Section Fifty-seven of Chapter Thirty-three of the Revised Statutes, as Amended by Chapter Two Hundred and Nineteen of the Public Laws of Nineteen Hundred and Seventeen, Relating to the Protection of Wild Birds.

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

R. S., c. 33, § 57, 1917, c. 219, am. § 57, 1917, c. 244; relating to protection of wild birds, not game birds, and defining the term "game birds", amended. Section fifty-seven of chapter thirty-three of the revised statutes, as amended by chapter two hundred and nineteen of the public laws of nineteen hundred and seventeen, is hereby amended by inserting after the words "fifty-five", in the nineteenth line thereof, the following words: 'Provided, however, that the commissioner of inland fisheries and game shall have authority upon complaint that protected wild birds, under extraordinary conditions, have become seriously injurious to agriculture or other interests, in any particular community of the state, after thorough investigation, to grant permits to kill such birds', so that said section, as amended, shall read as follows:

'Sec. 57. Commissioner may grant permits to kill wild birds which have become injurious to agricultural or other interests. No person shall within the state, kill or catch or have in his or her possession, living or dead, any wild bird, other than a game bird, nor purchase, offer or expose for sale, any such wild bird after it has been killed or caught. No part of the plumage, skin or body of any bird protected by this section shall be sold or had in possession for sale. Nor shall any person take or needlessly destroy the nest or the eggs of any wild bird, nor have such nest or eggs in possession. The English or European house sparrow, the common crow, and the hawks and owls, mud hens (or bittern), kingfishers,

loons and blue herons are not included among the birds herein protected; and for the purposes of this chapter the following only shall be considered game birds: The anatidæ commonly known as swans, geese, brant, and river and sea ducks; the rallidæ, commonly known as rails, coots, and gallinules; the limicolæ, commonly known as shore birds, plovers, surf birds, snipe, woodcock, sandpipers, tatlors, and curlews; the gallinæ, commonly known as wild turkeys, grouse, prairie chickens, pheasants, partridges and quails. Nothing in this section, however, shall be construed to affect in any way the protection of game birds as provided in sections fifty-four and fifty-five. Provided, however, that the commissioner of inland fisheries and game shall have authority upon complaint that protected wild birds, under extraordinary conditions, have become seriously injurious to agriculture or other interests in any particular community, after thorough investigation, to grant permits to kill such birds. Any person who violates any of the provisions of this section shall pay a fine of five dollars and costs, for each offense, and an additional five dollars for each bird, living or dead, or part of a bird, or nest or egg, possessed in violation of this section, or be imprisoned for ten days.'

Approved March 12, 1919.

Chapter 62.

An Act to Amend Section Fifty-five of Chapter Thirty-three of the Revised Statutes, as Amended by Chapters Two Hundred and Nineteen and Two Hundred and Forty-four of the Public Laws of Nineteen Hundred and Seventeen, Relating to the Protection of Game Birds.

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

R. S., c. 33, § 55, 1917, am. § 55, 1917, c. 244; relating to the protection of game birds, amended. Section fifty-five of chapter thirty-three of the revised statutes, as amended by chapters two hundred and nineteen and two hundred and forty-four of the public laws of nineteen hundred and seventeen, is hereby amended by striking out all of said section and substituting therefor the following section:

'Sec. 55. Duration of open season on partridge and woodcock in Androscoggin, York, Cumberland, Sagadahoc, Knox, Lincoln, Waldo and Kennebec counties decreased to month of October for period of two years. There shall be an annual closed season for ruffed grouse, commonly called partridge, spruce partridge, woodcock, all varieties of wild ducks, brant, geese, plover, snipe, sora and other rails, coots and gallinules, as follows: On partridge and woodcock, above-named, from the first day of December of each year to the thirtieth day of September of the following year, both days inclusive, except that for a period of two years from October first nineteen hundred and nineteen the closed season on partridge and woodcock in the counties of Androscoggin, York, Cumberland, Sagadahoc, Knox,