

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-first Legislature

OF THE

STATE OF MAINE

1923

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-First Legislature

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act shall be punished by a fine not exceeding one hundred dollars for the first offense, and by a fine not exceeding two hundred dollars for each subsequent offense.

Sec. 6. Provisions of act not applicable to common carriers unless knowingly violated. The provisions of this act shall not apply to railroad companies, steamboat companies, express companies or other common carriers of property coming under the jurisdiction of the interstate commerce commission or the public utilities commission of the state of Maine unless they knowingly violate it.

Approved April 3, 1923.

Chapter 173.

An Act to Amend Section One Hundred and Sixteen of Chapter Four of the Revised Statutes, Pertaining to the Right to Kill Dogs.

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

R. S., c. 4, sec. 116; relating to when dogs may be lawfully killed, amended. Section one hundred sixteen of chapter four is hereby amended by striking out the entire section and inserting in place thereof the following:

'Sec. 116. Certain officers may kill dogs found chasing game or worrying domestic animals; other persons may kill dogs under certain conditions. Any inland game warden or deputy warden, sheriff, deputy sheriff or constable may at any time lawfully kill any dog he may find in the act of hunting or chasing moose, caribou or deer, or he may find worrying, wounding or killing any domestic animal, when said dog is outside of the enclosure or immediate care of its owner or keeper. Any owner of sheep, or any member of his family, or any person to whom is intrusted the custody of any sheep, shall have a right to kill any dog attacking any of said sheep. Any person having any evidence of any dog hunting or chasing moose, caribou or deer, or of any dog kept and used for that purpose, or of any dog worrying, wounding or killing any domestic animal or fowl, when said dog is outside of the enclosure or immediate care of his owner or keeper, may present said evidence to any trial justice or judge or recorder of any municipal court, which said trial justice, judge or recorder shall have power to issue a warrant against the owner of said dog, ordering him to appear before him and show cause why said dog should not be killed; and upon hearing the evidence in said case said court may order said dog killed. Any person may lawfully kill a dog which suddenly assaults him or another person when peaceably walking or riding.'

Approved April 3, 1923.