

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty - Third Legislature

OF THE

STATE OF MAINE

1927

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-third Legislature

1927

[supplied from page 1 of volume]

Chapter 231.

An Act Repealing Certain Inheritance Tax Laws as to Non-Resident Decedents.

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

R. S., c. 69; P. L., 1917, c. 266, sec. 3; relating to succession taxes, amended. Chapter sixty-nine of the revised statutes of nineteen hundred sixteen as amended by section three of chapter two hundred sixty-six of the public laws of nineteen hundred seventeen is hereby amended by inserting and adding as section twenty-four of said chapter the following:

'Sec. 24. Tax on intangible personal property of non-residents not payable if state of decedent does not impose like tax on resident of this state. The tax imposed by section one shall not be payable in respect of intangible personal property if the decedent is a resident of a state or territory of the United States which at the time of his death did not impose a legacy or succession tax or a death tax of any character in respect of intangible personal property within said state or territory on residents of this state, or if the laws of the state or territory of residence of the decedent at the time of his death contained a reciprocal provision under which non-residents were exempted from legacy or succession taxes or death taxes of every character in respect of intangible personal property providing the state or territory of residence of such non-residents allowed a similar exemption to residents of the state or territory of residence of such decedent. For the purposes of this section the District of Columbia shall be considered a territory of the United States. The provisions of this section shall apply only to the estates of non-residents who die after July first, nineteen hundred twenty-eight.

Approved April 16, 1927.

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Chapter 232.

An Act Relating to the Protection of Moose.

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

P. L., 1917, c. 219, sec. 37; 1919, c. 131; 1921, c. 105; 1925, c. 83; relating to protection of moose, amended. Section thirty-seven of chapter two hundred and nineteen of the public laws of nineteen hundred and seventeen, as amended by chapter one hundred and thirty-one of the public laws of nineteen hundred and nineteen, as amended by chapter one hundred and five of the public laws of nineteen hundred and twenty-one, and as amended by chapter eighty-three of the public laws of nineteen hundred

and twenty-five, is hereby amended by striking out all of said section and by substituting therefor the following section:

'Sec. 37. Open time on bull moose in eight counties, Nov. 21 to Nov. 26, 1927; transportation of bull moose regulated; penalties for violations. Whoever at any time hunts, pursues or kills any cow moose, or calf moose, or has in possession any part, or parts, thereof, whenever or wherever taken, caught or killed, shall pay a fine of not less than two hundred dollars nor more than three hundred dollars, and costs, for each offense, or be imprisoned for sixty days, or shall be subject to both said fine and imprisonment; the term "calf moose" as herein used shall be construed to mean that these animals are calves until they are at least one year old, and have at least two prongs or tines not less than three inches long to each of their horns.

No person shall, at any time, hunt, pursue, catch or kill any bull moose in the county of Androscoggin, Cumberland, York, Sagadahoc, Kennebec, Knox, Oxford or Franklin, under a penalty of not less than two hundred dollars nor more than three hundred dollars, and costs, for each offense, or imprisonment for sixty days, or both said fine and imprisonment; nor shall any person, under the same penalty, have in possession at any time any bull moose, or part or parts thereof, taken in either of said counties.

No person shall, at any time, hunt, pursue, catch or kill any bull moose in the county of Aroostook, Penobscot, Piscataquis, Somerset, Lincoln, Waldo, Washington or Hancock, except from the twenty-first day of November to the twenty-sixth day of November, both days inclusive, in the year nineteen hundred and twenty-seven, nor shall any person between the twenty-first day of November and the twenty-sixth day of November, both days inclusive, in the year nineteen hundred and twenty-seven, take, catch or kill more than one bull moose, or have in possession more than one bull moose, or part or parts thereof, whenever or wherever taken, caught or killed, under a penalty of not less than two hundred dollars, nor more than three hundred dollars, and costs, for each offense, or imprisonment for sixty days, or both said fine and imprisonment. No person shall, under the same penalty, at any time have in possession any bull moose, or part or parts thereof, in closed season, whenever or wherever taken, caught or killed, except a person who has lawfully killed a bull moose in open season shall have a reasonable time in which to transport the same to his home, and may have the same in possession at his home in closed season.

No person or corporation shall carry or transport from place to place any bull moose, or part thereof, in close season, nor in open season, unless

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open to view, tagged and plainly labeled with the owner's name and residence, and accompanied by him while being transported, and identified by him at such places as the commissioner of inland fisheries and game shall have designated by publication in the daily newspapers in the state, under a penalty of not less than two hundred dollars, nor more than three hundred dollars, and costs, for each offense, or imprisonment for sixty days, or both said fine and imprisonment, for each bull moose, or part thereof, transported or carried in violation of any provision of this section; any person not the actual owner of such bull moose, or part thereof, who, to aid another in such transportation, falsely represents himself to be the owner thereof, shall be liable to the same penalty; and it shall be prima facie evidence that such bull moose, or part thereof, that is being transported or carried in violation of any provision of this section was illegally killed.

No person shall, under the same penalty, sell or give away any bull moose, or part thereof, to be transported or carried beyond the limits of this state, nor shall any person, under the same penalty, buy or accept as a gift, any bull moose, or part thereof, to so transport the same; nor shall any resident of this state, under the same penalty, carry or transport, in any manner, beyond the limits of this state, any bull moose or part thereof.

Provided, however, that a resident of the state of Maine who has lawfully killed a bull moose may send the same to his home, or to any hospital in the state, without accompanying the same, by purchasing of the commissioner of inland fisheries and game, or of a duly appointed agent, a transportation tag, and said tag shall be attached to the bull moose, or part thereof, being transported, paying therefor a fee of five dollars.

Provided, further, that any non-resident who has lawfully killed a bull moose may send the same to his home by presenting to the agent of a transportation company his moose hunting license duly issued to him under the provisions of sections fifty-nine and sixty-one of this chapter, as amended, whereupon the agent, after satisfying himself that the person presenting said moose is the person described in the license, shall detach from said license the two moose coupons and shall attach the eyeletted one to the moose, or part thereof, offered for shipment, and said coupon shall remain attached to said moose, or part thereof, while it is being transported in this state; the other moose coupon shall be duly filled out by said transportation agent and forwarded forthwith to the commissioner of inland fisheries and game at Augusta, Maine.

Whoever lawfully kills a bull moose, shall, while the same, or any part thereof, is being transported, preserve and transport it with the evidence

thereon of the sex of the same, under a penalty of not less than two hundred dollars, nor more than three hundred dollars, and costs, for each offense, and forfeiture to the state of the moose, or part thereof, being transported in violation of this requirement.'

Provided, however, that the commissioner of inland fisheries and game, upon application from any person who has legally killed a moose beyond the limits of this state, may issue a special importation license permitting the importation of such moose, or part thereof, for consumption or mounting within this state, under such rules and regulations as said commissioner may establish; provided, however, that no moose, or part thereof, imported by virtue of this act shall be sold or offered for sale at any time, and provided, further, that said commissioner shall appoint the customs officers or other persons at convenient points along the Maine boundary as agents to issue the importation licenses above named.'

Approved April 16, 1927.

Chapter 233.

An Act to Establish a Uniform License Law for Summer Camps.

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

Sec. 1. Overnight and recreational camps, roadside eating and lodging places, to be licensed. No person, corporation, firm or co-partnership shall conduct, control, manage or operate, directly or indirectly, any over night or recreational camp, or roadside eating or lodging place, which is located outside the compact portion of cities, towns and plantations and which is operated only a part of each year, unless the same shall be licensed by the public health council.

Sec. 2. Public health council authorized to license. The public health council is empowered to license overnight and recreational camps, and roadside eating and lodging places which are located outside the compact portions of cities, towns and plantations, and which are operated only part of each year.

Sec. 3. Terms and fees to be approved by governor and council. Such licenses shall be issued by the public health council under such terms and conditions, and such fees for licenses not exceeding five dollars may be charged, as may be approved by the governor and council.

Sec. 4. Penalty for violation. Any person, corporation, association, firm