

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fifth Legislature

OF THE

STATE OF MAINE

1931

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

As Passed by the Eighty-fifth Legislature

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[supplied from page 1 of volume]

fourth paragraph thereof, and by inserting in place thereof the word 'five', so that said fourth paragraph of section nine, as amended, shall read as follows:

**'Annual fee reduced to five dollars.** He may issue permits to any person, firm or corporation to engage in the business of propagating game birds, game, or fur-bearing animals under such regulations as he shall establish. He may issue to any person, firm, or corporation permit to fence in or enclose land for the above named purpose. When it appears that such application is made in good faith, and upon the payment of an annual fee of five dollars, said commissioner may issue to the applicant a breeder's license permitting the breeding and rearing of any species of game birds or fur-bearing animals within such enclosure. Such licensed breeders may at any time sell, transport, or kill and sell, and any person, firm, or corporation may purchase, have in possession, or transport any game birds, game, or fur-bearing animals, or the skins thereof, raised by virtue of the provisions of this section, under such regulations as said commissioner may establish. No person shall engage in the business of breeding or rearing any game birds or game or fur-bearing animals at any time without first having procured a breeder's license as provided in this section.'

Approved March 20, 1931.

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## Chapter 83.

### AN ACT to Regulate the Taking of Clams in the Town of Sullivan.

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

**Sec. 1. Town may fix time and grant licenses for taking clams.** The town of Sullivan at its annual meeting may fix the time in which clams may be taken within the limits of said town and the fee for which its municipal officers shall grant licenses or permits therefor and the number to be granted; and when not so regulated by vote of said town, the municipal officers may fix the time and fees for which permits shall be granted and said town may at its annual meeting, if it so elects, vote to restrict the issuing of such licenses or permits to the inhabitants of said town.

**Sec. 2. Persons not to take clams without license except for home consumption; non-residents restricted.** No person shall take clams within the limits of said town without first obtaining a written license or permit from the municipal officers, if such written license or permit is required by the vote of said town or by the action of the municipal officers, unless the clams are for the consumption of himself or family, but no non-resident shall take clams within the limits of said town for any purpose, pro-

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yided said town has voted to restrict the taking of clams to the inhabitants thereof. A resident of another town or state, however, while temporarily residing in said town of Sullivan shall have the same rights to take clams within the limits of said town during such temporary residence as any inhabitant thereof under the provisions of this act.

**Sec. 3. Penalty for violation.** Whoever takes clams contrary to the provisions of this act, shall for each offense, be punished by a fine of not more than ten dollars or by imprisonment for not more than thirty days.

Approved March 20, 1931.

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## Chapter 84.

### AN ACT Relating to Personal Recognizances in Fish and Game Violations.

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

R. S., c. 38; relating to personal recognizances, amended. Chapter thirty-eight of the revised statutes is hereby amended by adding thereto the following section, to be numbered one hundred one-A:

**'Sec. 101-A. Fish and game wardens may accept personal recognizances in certain cases.** Any warden of the department of inland fisheries and game making an arrest for any violation of any provision of this chapter at a point more than fifty miles distant from the nearest trial justice, police or municipal court having jurisdiction may accept the personal recognizance of the prisoner in the sum of not exceeding one hundred dollars for his appearance before the nearest trial justice, police or municipal court on a specified date and a deposit in money to the amount of said recognizance. Said warden shall forthwith report all such recognizances and forward all such deposits to the court to which such recognizance is returnable.

If such person fails to appear in said court on the day specified, either in person or by counsel, the court shall order the recognizance and money deposited as aforesaid forfeited, and shall notify the commissioner of inland fisheries and game of said default and forfeiture who shall revoke any and all licenses or permits held by said respondent issued under the provisions of this chapter.

All money forfeited as aforesaid shall be immediately paid over to the commissioner of inland fisheries and game.'

Approved March 20, 1931.