

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth Legislature

OF THE

STATE OF MAINE

From April 4, 1931, to March 31, 1933

AND MISCELLANEOUS STATE PAPERS

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STATE OF MAINE

As Passed by the Eighty-sixth Legislature

1933

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perform the operation of fallocotomy or vasectomy, as the case may be, upon such person, and such surgeon may be the consulting surgeon.'

Revisor's note: This chapter replaces P. L. 1933, c. 1, § 455.

Approved March 14, 1933.

Chapter 78.

AN ACT Relative to Night Hunting.

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

R. S., c. 38, § 45, amended. Section 45 of chapter 38 of the revised statutes is hereby amended to read as follows:

'Sec. 45. Night hunting prohibited; exception. There shall be a closed season on wild birds in this state from sunset to half an hour before sunrise of the following morning, and on wild animals from one-half hour after sunset until one-half hour before sunrise of the following morning, during which closed season it shall be unlawful to hunt, kill or destroy any wild bird or wild animal of any kind, except skunks and raccoons, as provided in section 72. No person shall have in possession, at any time, any wild bird or wild animal, or part thereof, taken in violation of any provision of this section.'

Approved March 14, 1933.

Chapter 79.

AN ACT Relative to the Revocation of Licenses After Violation of the Fish and Game Laws.

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

R. S., c. 38, § 43, amended. Section 43 of chapter 38 of the revised statutes, as amended, is hereby repealed and the following enacted in place thereof:

'Sec. 43. Commissioner may revoke or refuse to issue licenses after violation of fish and game laws. Upon the conviction of any person holding a license issued by virtue of this chapter of any violation of the fish and game laws, said license may be revoked by the commissioner at his discretion, and no new license shall be issued for a period of 1 year thereafter to such person. For any 2nd or subsequent offense the commissioner may revoke said license for a period not to exceed 2 years. Any person whose license has been revoked, shall within 48 hours after notice thereof, return said license to the commissioner of inland fisheries and game. The

commissioner may refuse to issue any license provided for by this chapter for a period of 1 year after a conviction for any violation of the fish and game laws by a person not holding a proper license at the time of such violation.'

Approved March 14, 1933.

Chapter 80.

AN ACT Prohibiting the Use of Partridge as Bait for Trapping.

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

R. S., c. 38, § 48, amended. Section 48 of chapter 38 of the revised statutes, as amended, is hereby amended to read as follows:

'Sec. 48. Use of snares, guns set on swivels, or poison forbidden; traps to be labeled; bear traps to be enclosed in huts; partridge as bait prohibited. No person shall set a snare or a swivel, pivot or set gun, or use or deposit any poisonous or stupefying substance for any fur-bearing animal, or use in any manner as a bait for trapping ~~any bird or animal protected by law or any part or parts of any such bird or animal~~ any partridge or ruffed grouse, or any part or parts of a partridge or ruffed grouse, and shall forfeit any such snare, swivel, pivot or set gun, and any fur-bearing animal found in such snare, or killed by such swivel, pivot, set gun, or poisonous substance, to the state; provided, further, that no person shall advertise or give notice of the sale, or keeping for sale, of any such snare, swivel, pivot, set gun or poisonous substance; nor shall any person set any trap for any wild animal without having the trap plainly labeled with his full name and address and he shall forfeit to the state the trap or traps not so marked and any wild animal found therein; provided, further, that no person shall set a bear trap unless the same is enclosed in a hut, so-called, or by at least 2 strands of barbed wire, one 4 and one 5 feet from the ground, said wire to be securely held in position and to be not less than 5 yards at any point from the enclosed trap.'

Approved March 14, 1933.

Chapter 81.

AN ACT Relating to the Penalties for Violations of the Fish and Game Laws.

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

R. S., c. 38, § 107, ¶ 1, amended. Paragraph 1 of section 107 of chapter 38 of the revised statutes is hereby amended to read as follows: