

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-seventh and Eighty-eighth
Legislatures

OF THE

STATE OF MAINE

From April 7, 1935 to April 24, 1937

AND MISCELLANEOUS STATE PAPERS

Published by the Secretary of State, in conjunction
with the Revisor of Statutes in accordance with the
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AUGUSTA, MAINE
1937

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-Eighth Legislature

1937

No person whose residence under this act may be in question shall be permitted to make application unless and until he shall have established to the satisfaction of the commissioner of sea and shore fisheries a continuous bona fide residence in the state of Maine for 5 years next immediately preceding the date of his application.

Sec. 2. Penalty. Whoever violates any of the provisions of this act shall, upon conviction, be punished by a fine of not less than \$500 nor more than \$1,000 for the 1st offense, and for the 2nd and subsequent offenses not less than \$1,000 and in default of such payment shall be punished by imprisonment for 60 days in jail.

Emergency clause. In view of the emergency recited in the preamble, this act shall take effect when approved.

Approved March 4, 1937.

Chapter 33

AN ACT Requiring All Resident Fishermen of Ground Fish to Obtain License.

Emergency preamble. Whereas, for the purpose of procuring reliable information for the department of sea and shore fisheries as to the value of moneys invested and values of ground fish caught in Maine tidal and coastal waters it is necessary that further reliable information be had thereon in order the more completely to ascertain the true value of the industry to the state of Maine; and

Whereas, such information is required by law to be furnished only in part; and

Whereas, the business of catching ground fish is a large and important part of the coast fishing industry of Maine; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

License provided for. Any person qualified to apply for a license to catch ground fish for commercial purposes in the tidal or coastal waters of the state must apply to the commissioner of sea and shore fisheries for such license and state in his application as nearly as may be, on a blank

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furnished by that department, the estimated value of his boat and equipment separately, the gross value of his previous year's catch and any other statistical information that may be required for the use of the department.

If any fisherman holds a lobster license he shall keep a separate account of his catches of all ground fish caught for commercial purposes in addition to the information sought of him by virtue of the requirements of his lobster license, but he need not procure a separate license.

Any legal resident of the state intending to engage in the catching of ground fish in the tidal or coastal waters of the state for commercial purposes must procure a license therefor from the commissioner of sea and shore fisheries and failure to procure such license shall be punished by a fine of \$25. No license fee shall be required of such applicant but he shall be required to furnish the information required of him by the blanks in his application and his refusal or failure to promise to furnish such information may be deemed sufficient cause for refusing the granting of such license, or a neglect or refusal to furnish such information after the issuance of it shall be cause for the revocation of such license.

Emergency clause. In view of the emergency recited in the preamble, this act shall take effect when approved.

Approved March 4, 1937.

Chapter 34

AN ACT to Regulate the Size of Mesh in Nets Used by Beam Trawlers.

Emergency preamble. Whereas, the unlimited and unrestricted use of beam trawls or otter trawls in the tidal and coastal waters of the state is proving destructive to the fishing industry of the state by destroying the smaller fish before they have time to grow to a size sufficient to make them valuable for commercial or food purposes; and

Whereas, such destruction is useless, wasteful and costly, and its further continuance is a serious menace to the fishing industry of the state; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now therefore,

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

Sec. 1. Use of trawls, regulated. The use of either otter or beam trawls within the territorial waters of the state of Maine is hereby prohibited