

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

Ninety-fourth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 26 of chapter 9 of the Revised Statutes of 1944.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1949



PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-fourth Legislature

1949

revised statutes, as amended by section 2 of chapter 81 of the public laws of 1947, and section 57 of chapter 85 of the revised statutes, as amended by section 3 of chapter 81 of the public laws of 1947, are hereby repealed.

Effective August 6, 1949

Chapter 364

AN ACT Relative to Hatchery Employees in Classified Service.

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

Sec. 1. R. S., c. 33, § 20, amended. Section 20 of chapter 33 of the revised statutes, as revised, is hereby amended to read as follows:

'Sec. 20. Civil Service Commission provided for. The advisory council of the department of inland fisheries and game shall select 3 of its members to act as a civil service commission. The deputy commissioner with the approval of the commissioner shall prepare a written code for examinations for applicants for permanent employment in the warden ~~and the hatchery~~ service of the department. Such code shall not become operative until reduced to writing and approved in writing by the commissioner.'

Sec. 2. R. S., c. 33, § 22, sub-§§ I, III, IV, amended. Subsections I, III and IV of section 22 of chapter 33 of the revised statutes, as revised, are hereby amended to read as follows:

'I. The deputy commissioner, with the approval of the commissioner, shall prepare open and competitive examinations for testing the practical fitness of applicants for permanent employment in the warden ~~and the hatchery~~ service.'

'III. The habitual use of intoxicating liquor or drugs shall disqualify any person from being appointed or retained in the warden ~~or the hatchery~~ service of the department.'

'IV. The civil service commission is authorized to set the age limits within which original appointments to the warden ~~and the hatchery~~ service may be made.'

Sec. 3. R. S., c. 33, § 25, amended. The 1st sentence of section 25 of chapter 33 of the revised statutes, as revised, is hereby amended to read as follows:

'No person in the game warden service ~~or the fish hatchery~~ service shall be dismissed or demoted except for such cause as would reduce the efficiency of the service.'

Sec. 4. R. S., c. 59, § 7, sub-§ X, amended. Subsection X of section 7 of chapter 59 of the revised statutes is hereby amended to read as follows:

'X. Wardens ~~and hatchery employees~~ of the department of inland fisheries and game.'

Effective August 6, 1949

Chapter 365

AN ACT Relating to Retail Dealers' Licenses.

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

R. S., c. 34, § III, amended. Section III of chapter 34 of the revised statutes, as revised, is hereby amended to read as follows:

'Sec. III. Retail dealer's license required to sell, ship or transport soft shelled clams, quahogs or lobsters, or parts thereof. No person, except as hereinafter provided in this chapter, shall buy and, sell, ship or transport in any manner any ~~fresh fish, shellfish, lobsters or crabs~~ soft shelled clams, quahogs or lobsters, or parts thereof, without first having procured from the commissioner a written license therefor.

A license, designated as a retail sea food dealer's license, shall entitle the holder, as a retail dealer, to buy and, sell, serve, ship and transport ~~fresh fish, shellfish, lobsters or crabs~~ soft shelled clams, quahogs or lobsters, or parts thereof, within the limits of the state.

The fee for such license shall be ~~\$5~~ \$3, provided that a separate license shall be required for each market, store or other facility where ~~fresh fish, shellfish, lobsters or crabs~~ soft shelled clams, quahogs or lobsters are sold in retail trade.

A retail sea food dealer's license shall not be required of a person to transport ~~fish, shellfish, lobsters or crabs~~ soft shelled clams, quahogs or lobsters, or parts thereof, that are possessed by him for immediate consumption by himself and his family, nor of a properly licensed fisherman who, by virtue of his fishing license, may transport and sell within the state any species that has been lawfully taken by him, nor of a common carrier engaged in carrying freight on a fixed schedule within or without the state, provided that such ~~fish, shellfish, lobsters or crabs~~ soft shelled clams, quahogs or lobsters, or parts thereof, are received by said common carrier at one of his regular established places on land for receiving general freight and the receptacle containing the same is plainly marked in accordance with law.