

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## Ninety-fourth Legislature

OF THE

# STATE OF MAINE

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

As Passed by the Ninety-fourth Legislature

**1949**

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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

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## 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.

~~Any dealer licensed under the provisions of this section, who buys lobsters in excess of 50 pounds at one time, shall record the license number of the seller and shall keep such record for 1 year, which record shall be available for the inspection of any warden of the department.'~~

Effective August 6, 1949

## Chapter 366

### AN ACT Regulating Boats for Hire on Inland Waters.

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

R. S., c. 33, § 56-B, additional. Chapter 33 of the revised statutes, as revised, is hereby amended by adding thereto a new section to be numbered 56-B, to read as follows:

'Sec. 56-B. Regulating boats for hire; exemption; penalty. Any boat, except a canoe, maintained for hire upon any inland body of water to which the public has right of access shall be properly painted, repaired and fitted with oars. Any canoe maintained for hire upon any inland body of water to which the public has right of access shall be properly painted, repaired and fitted with paddles. The commissioner, through the warden service, shall have authority to determine if such boats and canoes meet the requirements of this section and shall fix the number of persons who may be lawfully transported in each boat or canoe at any 1 time. The owner of such boat or canoe shall cause figures indicating the capacity so established to be placed on the boat or canoe either in paint or metal and it shall be unlawful for any person to load such boat or canoe beyond the capacity established.

The provisions of this section shall not apply to duck skiffs, boats with licensed guides and boats under the jurisdiction of the public utilities commission as set forth in chapter 45.

Whoever knowingly fails to comply with the direction of the commissioner or warden or violates any of the provisions of this section shall be punished by a fine of not more than \$50, or by imprisonment for not more than 30 days, or by both such fine and imprisonment.'

Effective August 6, 1949

## Chapter 367

### AN ACT Relating to Aid to Dependent Children.

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

Sec. 1. R. S., c. 22, § 230, amended. Section 230 of chapter 22 of the revised statutes, as amended by section 2 of chapter 370 of the public laws of 1947, is hereby further amended to read as follows: