

HOUSE No. 1589

Bill accompanying the recommendations of the Board of Commissioners on Fisheries and Game (House, No. 1583). Fisheries and Game. January 17.

The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Thirteen.

AN ACT

Relative to the Use of Dynamite or of Poisonous Substances for killing Fish.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section one hundred and thirty-three of chapter
2 ninety-one of the Revised Laws, as amended by
3 chapter two hundred and forty-six of the acts of
4 the year nineteen hundred and three, is hereby
5 amended by striking out the words " forfeit ten dol-
6 lars ", in the ninth line, and substituting therefor:
7 — *be punished by a fine not exceeding five hundred*
8 *dollars or imprisonment for not exceeding one year,*
9 — so as to read as follows:— *Section 133. Who-*
10 *ever puts or throws into any waters for the purpose*

11 of taking or destroying fish therein any poisonous
12 substance, simple, mixed or compound, or whoever
13 kills or destroys fish by the use of dynamite or other
14 explosive, or explodes dynamite or powder in fishing
15 waters, shall be punished by a fine not exceeding
16 five hundred dollars or imprisonment for not ex-
17 ceeding one year for each offence: *provided, how-*
18 *ever,* that the provisions of this act shall not apply
19 to operations of the federal government, of the state
20 government, or of any municipal government in this
21 commonwealth, nor to the use of explosives for rais-
22 ing the body of a drowned person.