

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 253

H.P. 194

House of Representatives, January 27, 1995

An Act Concerning Municipal Shellfish Conservation Program Penalties.

Reference to the Committee on Marine Resources suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative DAVIDSON of Brunswick.
Cosponsored by Representatives: BENEDIKT of Brunswick, ETNIER of Harpswell,
FITZPATRICK of Durham, HARTNETT of Freeport, VOLENIK of Sedgwick.

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

4 **Sec. 1. 12 MRSA §6671, sub-§10, ¶A,** as enacted by PL 1993, c.
281, §4, is amended to read:

6 A. For harvesting shellfish from a closed area or digging
8 shellfish without a license:

10 (1) For the first offense, a fine of not less than
\$300 and not more than \$1,500; and

12 (2) For subsequent offenses, a fine of not less than
14 \$500 and not more than \$1,500.

16 The court may not suspend a fine imposed under this
18 paragraph or impose a penalty other than the monetary
payment of a fine as provided in this section; or

20 **STATEMENT OF FACT**

22 This bill provides that the only penalty for the violation
of certain provisions of a municipal shellfish conservation
24 ordinance is a fine imposed according to the laws authorizing
municipal shellfish conservation programs.