

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**  
**ONE HUNDRED AND SIXTEENTH LEGISLATURE**

**SECOND REGULAR SESSION**

**January 5, 1994 to April 14, 1994**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 14, 1994**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1993**

## CHAPTER 497

H.P. 1226 - L.D. 1645

An Act Concerning the Identification  
of Shellfish

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

**Sec. 1. 12 MRSA §6301, sub-§2, ¶¶B and  
C,** as enacted by PL 1993, c. 80, §1, are amended to  
read:

B. A shellfish license issued under section 6601  
expires on April 30th of each year; ~~and~~

C. A marine worm digger's license issued under  
section 6751 expires on April 30th of each year;  
~~and~~

**Sec. 2. 12 MRSA §6301, sub-§2, ¶D** is  
enacted to read:

D. A shellfish sanitation certificate issued under  
section 6856 expires on April 30th of each year.

**Sec. 3. 12 MRSA §6625** is enacted to read:

**§6625. Identification and tagging of shellfish**

**1. Tagging required.** The holder of a com-  
mercial shellfishing license issued under section 6601  
shall identify shellfish the license holder has taken by  
means of a harvester's tag. The tag must be consistent  
with the format required by the department under  
rules adopted under this section. Each container, hod  
or bag of shellstock must be tagged prior to landing  
the shellstock. The tag must accompany the har-  
vested product while the product is in wholesale or  
retail commerce within the State.

**2. Exception.** A commercial shellfish license  
holder who is certified under section 6856 is not  
required to tag shellfish at the time of harvest.

**3. Rules.** The commissioner may adopt or  
amend rules that establish requirements for shellfish  
harvesters' tags.

See title page for effective date.

## CHAPTER 498

S.P. 581 - L.D. 1625

An Act to Clarify Certain Marine  
Resource Definitions

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

**Sec. 1. 12 MRSA §6001, sub-§§15-A and  
44-A** are enacted to read:

**15-A. Fishway.** "Fishway" means a manmade  
device, including fish elevators, fishlocks and fish  
ladders, that is used to enable fish to migrate up-  
stream past dams, waterfalls, rapids or other obsta-  
cles.

**44-A. Single hook.** "Single hook" means a  
hook with no more than one eye and one shank to  
which one or more points is attached.

See title page for effective date.

## CHAPTER 499

S.P. 572 - L.D. 1618

An Act Concerning Commercial  
Fishing Licenses

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

**Sec. 1. 12 MRSA §6304, sub-§1,** as enacted  
by PL 1977, c. 661, §5, is repealed.

**Sec. 2. 12 MRSA §6421, sub-§7-A,** as  
amended by PL 1991, c. 617, §1, is further amended  
to read:

**7-A. Fee.** Except as provided in subsection 8,  
the fee for the license is:

A. Forty-six dollars ~~and fifty cents~~ for a Class I  
license for applicants under 18 years of age;

B. ~~Ninety-two~~ Ninety-three dollars ~~and seventy-  
five cents~~ for a Class I license for applicants 18  
years of age or older;

C. One hundred ~~eighty-five~~ eighty-six dollars  
~~and fifty cents~~ for a Class II license; and

D. Two hundred ~~seventy-eight~~ seventy-nine  
dollars ~~and twenty-five cents~~ for a Class III li-  
cense.

**Sec. 3. 12 MRSA §6421, sub-§8,** as  
amended by PL 1991, c. 617, §2, is further amended  
to read:

**8. Exception.** The fee for a Class I license for  
applicants 70 years of age or older is ~~\$46.50~~ \$46.

See title page for effective date.